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BEFORE THE
CALIFORNIA SECRETARY OF STATE
CITIZENS REDISTRICTING COMMISSION

CITIZENS REDISTRICTING COMMISSION HEARING
DAY 3

Held at
Honnold/Mudd Library, Founders Room
Claremont University Consortium
800 N. Dartmouth Avenue
Claremont, California

SATURDAY, FEBRUARY 12, 2011

Reported by:
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A P P E A R A N C E S

CALIFORNIA CITIZENS REDISTRICTING COMMISSION:
COMMISSIONERS:

- Michael Ward, Chair
- Connie Galambos Malloy, Vice Chair
- Gabino T. Aguirre
- Angelo Ancheta
- Vincent Barabba
- Maria Blanco
- Cynthia Dai
- Michelle Di Giulio
- Stanley Forbes
- Lilbert "Gil" Ontai
- M. Andre Parvenu
- Jeanne Raya
- Jodie Filkins Webber
- Peter Yao

STAFF:

- Kirk Miller, Legal Counsel
- Dan Claypool, Executive Director
- Janece Sargis, Administrative Assistant
- Rob Wilcox, Communications Director

PRESENTERS:

- Karin Mac Donald, Q2 Data & Research
- Sarah Rubin, Center for Collaborative Policy, CSUS
- Charlotte Chorneau, Center for Collaborative Policy, CSUS

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1 Claremont, California

February 11, 2011

2 9:21 a.m.

3 - 0 -

4 P R O C E E D I N G S

5

6 CHAIRMAN WARD: Good morning. Okay, let's go
7 ahead and open up for our third and final day in
8 beautiful Claremont the Citizens Redistricting
9 Commission, open session. Let's start off with a roll
10 call this morning.

11 MS. SARGIS: Commissioner Aguirre?

12 COMMISSIONER AGUIRRE: Here.

13 MS. SARGIS: Commissioner Ancheta?

14 COMMISSIONER ANCHETA: Here.

15 MS. SARGIS: Commissioner Barabba?

16 COMMISSIONER BARABBA: Here.

17 MS. SARGIS: Commissioner Blanco?

18 COMMISSIONER BLANCO: Here.

19 MS. SARGIS: Commissioner Dai?

20 COMMISSIONER DAI: Here.

21 MS. SARGIS: Commissioner Di Giulio?

22 Commissioner Filkins Webber?

23 COMMISSIONER FILKINS WEBBER: Here.

24 MS. SARGIS: Commissioner Forbes?

25 Commissioner Galambos Malloy?

1 COMMISSIONER GALAMBOS MALLOY: Here.

2 MS. SARGIS: Commissioner Ontai?

3 COMMISSIONER ONTAI: Here.

4 MS. SARGIS: Commissioner Parvenu?

5 COMMISSIONER PARVENU: Here.

6 MS. SARGIS: Commissioner Raya?

7 COMMISSIONER RAYA: Here.

8 MS. SARGIS: Commissioner Ward?

9 CHAIRMAN WARD: Here.

10 MS. SARGIS: Commissioner Yao?

11 COMMISSIONER YAO: Here.

12 CHAIRMAN WARD: Thank you, Janeece.

13 I'd like to notice for the public a
14 quorum is present but also notice we don't have a
15 sufficient quorum for a supermajority vote today.

16 At this time let's go ahead and just
17 check in with staff to see if there are any items.

18 MR. CLAYPOOL: Not at this time.

19 CHAIRMAN WARD: Thank you, Dan.

20 Then we're prepared to open the
21 microphone to the public to address any agendaized or
22 non-agendaized items at this time. Pursuant to our
23 implementation of an earlier motion last month, we're
24 going to ask that public comments be left to five
25 minutes or less so that we can afford everybody an

1 opportunity to speak in the limited time. Thank you.

2 AUDIENCE MEMBER: For the record, my name is
3 John Kopp. I'm a member of the public from
4 Riverside County.

5 I have to start off by saying that I
6 normally don't like to burn bridges, and I plan to make
7 future comments to the Commission, and so I would hope I
8 would engender some respect when I do that. However, I
9 have to say that I was embarrassed for the Commission
10 yesterday for any number of reasons, and actually as I
11 was driving home I was a bit angry, but it ends up being
12 more embarrassed than angry.

13 When I was, as I believe, improperly cut
14 off from making public comments yesterday at the time of
15 the legal advisory committee report, I think I probably
16 should have challenged the Chair on that point. The
17 Bagley-Keene Open Meeting Act and Government Code
18 Section 11125.7 I think confer an absolute right on the
19 public to make comments, and it's not for the Chair to
20 predetermine what those comments are. For all the Chair
21 knew, I could have had additional comments. I could
22 have been commenting on the conduct of the committee
23 meeting. And, as it turns out, I had additional
24 comments that I thought the whole Commission should have
25 been aware of that may or may not have come out from the

1 committee report.

2 For example, this was the legal advisory
3 committee, and I note that a number of members of the
4 Commission are not lawyers. And the point I wanted to
5 make is about the interpretation of the phrase
6 "redistricting matters" and the ability of the
7 Commission to receive and make comments with the public
8 about that and Commissioner Filkins Webber's comment
9 that there's probably a need for the Commission to
10 determine and define what that phrase "redistricting
11 matters" is.

12 And from my experience in the Workers'
13 Compensation legal community, I see a number of
14 decisions where the courts say the same thing over and
15 over again. And one of the things that the courts say
16 over and over again is that the way an act is
17 administered by an agency of the State or rules are
18 interpreted by agencies of the State is given great
19 weight if matters go to court. So it's important that
20 the Commission be aware that it define its ability to
21 speak with and receive and give comment to the public.
22 So you need to be aware of that when you get to the
23 point about defining redistricting matters and
24 conversations with the public.

25 The other thing was -- well, I think the

1 opening session when I had a public comment, I noted
2 that we're probably a tribal species and that
3 partisanship is often a manifestation of that, and so
4 the public set up the Commission with a weight toward
5 engendering open discussion and cutting down on
6 adversarial proceedings by having essentially a veto
7 power of two decline-to-vote members could stymie
8 partisanship.

9 So, with that said, I think if there was
10 a picture of "dysfunctional" in the dictionary, next to
11 the definition of that term, maybe one of the group
12 photos that was taken the other day might be alongside
13 that.

14 It just seems as though there were
15 examples of voting on amendments and thinking they were
16 voting on the blended motion to amend with the original
17 motion. Motions were restated differently each time
18 there was asked for clarification. I think maybe you
19 need a parliamentarian, or I think we've always -- well,
20 those of us that are old enough recall the Perry Mason
21 episodes on television where Raymond Burr asked the
22 judge to instruct the court reporter to read back the
23 question. Well, I think you have that access here. I
24 may be mistaken.

25 Time? Okay, thank you.

1 CHAIRMAN WARD: Thank you for your comments.

2 Any further public comment at this time?

3 Excellent. Seeing no one approaching the
4 mike, we'll go ahead and take it back to the panel and
5 begin immediately with business. Our expectation is to
6 be able to push through the rest of this agenda and
7 adjourn by noon today, as I understand there's a number
8 of travel arrangements that depend on that.

9 So the first order of business is to go
10 ahead and return back to the outreach committee for
11 their continuation and completion of the outreach
12 subcommittee report.

13 COMMISSIONER ONTAI: Thank you, Chairman Ward.

14 I have three items that I want to talk
15 about, but the last two, it's really a general
16 discussion for the whole Commission and it's outside of
17 the outreach committee's report. Some are related to --
18 one of those are directly related to the last speaker's
19 comment, but I want a healthy discussion on that. We
20 can talk about that later.

21 CHAIRMAN WARD: Commissioner Ontai, can you
22 pull that up. We can't hear you.

23 COMMISSIONER ONTAI: Oh, sorry. How is that?
24 Better, right?

25 The outreach committee, which is composed

1 of myself, Commissioner Aguirre, Commissioner Parvenu,
2 and Commissioner Raya, met -- we haven't met, but that's
3 the committee. But we have met in our subcommittee
4 yesterday and we had a healthy discussion on the
5 timeline as well as a discussion with CCP as to what
6 their specific tasks would be in terms of outreach. But
7 prior to that, as you recall, the Commission asked
8 Commissioner Aguirre and myself to meet with the CCP
9 people and try to define what community outreach means.
10 And so Commissioner Aguirre and myself actually flew up
11 to Sacramento and met with Sarah and Charlotte, with
12 whom you heard their presentation yesterday. In that
13 meeting we helped them to define what we thought were
14 issues that the Commission wanted to hear, and we helped
15 them to package that presentation. So yesterday they
16 were there presenting that information within the
17 parameters that we asked them to do that.

18 So, having done that, that I think gave
19 us an idea of exactly what would happen at the ground
20 level when we go out and do public hearings. I hope
21 that was helpful to the Commission. We also asked them
22 to give us a detailed grocery list of all of the items
23 that were suggested by them so that the Commission would
24 have the opportunity to go through those thoroughly and
25 package together what we felt was a doable budget. So

1 you heard that presentation yesterday. That was very
2 helpful.

3 The other piece of our subcommittee
4 meeting was the actual timeline. So, if you recall, we
5 handed out this schedule yesterday afternoon. If you
6 can pull that out, the very first sheet, if you recall
7 at our meeting the latter part of last month, the
8 Commission had asked me to put a timeline together, and
9 I did that, and that is shown before you. So what I
10 want to do is go through this.

11 The first sheet is a summary sheet, and
12 the significance of this is that it is designed around
13 two major benchmark events: one, the receiving of the
14 census data which should come in March/April, and then
15 this Commission's release of its first trial map, which
16 is suggested to be on May 23rd. And I'm going to work
17 backwards on this schedule, on this timeline, from
18 October to where we are today.

19 So if you follow my thinking on this,
20 I'll start at the bottom where we have preclearance
21 review. We see that likely to happen in
22 September/October. If I recall, 60 days was the figure
23 that was given to us in the past. If our target date is
24 to submit the plans on August 15th, shown there on
25 column August, then backing up fourteen days which is

1 required under the Bagley-Keene Act, we would have to
2 submit publically that map, the final map, on July 25th.
3 Then you see on the June/July the various regional areas
4 that I had tentatively put down as the areas in which
5 outreach would occur.

6 COMMISSIONER DAI: Commissioner Ontai?

7 COMMISSIONER ONTAI: Yes.

8 COMMISSIONER DAI: One point of clarification.
9 So the fourteen days I think is calendar days? Did you
10 just choose July 25th to be safe or avoiding weekends,
11 or what?

12 COMMISSIONER ONTAI: To be safe.

13 COMMISSIONER DAI: Okay.

14 COMMISSIONER ONTAI: So those numbers can be
15 adjusted, but I wanted the Commission to start thinking
16 in terms of fourteen days' public notice followed by at
17 least five days by the Commission to analyze feedback.
18 So we've got some elbow space.

19 So in June/July we would be, in effect,
20 going out to communities and asking them to give us
21 feedback on our trial map. And I think this would
22 probably be the most intense time in which we would be
23 taking public testimony. If we were to allow a maximum
24 amount of time for public input based, again, on the
25 fourteen-day sequence, so if you move back from the

1 August 15th date, it actually gives us three alternative
2 opportunities or dates in which the public can respond
3 back to the maps, and, if we choose to make revisions to
4 that, that whole process would give us three
5 opportunities. Does that make sense?

6 So we're really constrained by that
7 calendar time.

8 So if you move backwards further --

9 COMMISSIONER YAO: Commissioner Ontai, do you
10 want questions along the way?

11 COMMISSIONER ONTAI: No, ask questions along
12 the way because this is something you probably have to
13 ask in a sequence fashion, so raise your hands.

14 COMMISSIONER YAO: Obviously this schedule
15 reflects the congressional maps, but the state map I
16 think we have an extra month of time. Is that correct
17 or is that incorrect?

18 MR. CLAYPOOL: No, I believe that when
19 Proposition 20 was passed it rotated everything back to
20 August 15th. That's my understanding. Kirk can check,
21 but I think we're working on an August 15th deadline for
22 all maps.

23 MR. MILLER: Yeah, I was just sitting here
24 looking for the Voters First Act, which I brought with
25 me but I haven't put my hands on, so we can double-check

1 that.

2 You have your pocket copy? Great.

3 MR. CLAYPOOL: And we can check online right
4 now very quickly.

5 COMMISSIONER ONTAI: But that's an interesting
6 question that Commissioner Yao raises, because part of
7 the reason why I did this was for us to be all on the
8 same page and to ask these questions so that we're all
9 understanding what the timelines mean.

10 So, as you can see, even staff is
11 struggling with that question.

12 Any other questions from the Commission?

13 COMMISSIONER FILKINS WEBBER: Yes, the
14 congressional is at the back.

15 I'm sorry, were you finished?

16 COMMISSIONER YAO: Well, my question is, I
17 know the August 15 day is driven by the congressional
18 requirements, and I did not think that Prop 20 impacted
19 Prop 11 in terms of the State requirements, but if it
20 does then I guess it would be good to know ahead of
21 time.

22 COMMISSIONER ONTAI: It is good for us to know
23 as a Commission, absolutely.

24 COMMISSIONER FILKINS WEBBER: While Mr. Miller
25 is looking that up I had a few other questions as well.

1 Two questions. First, who, or how did it come about
2 that the release of a trial map would be May 23rd?

3 COMMISSIONER ONTAI: That's an arbitrary date
4 that I plugged in for discussion.

5 COMMISSIONER FILKINS WEBBER: Okay. The other
6 question that I had is, the schedule under the outreach
7 for alternatives to trial map, you have a sequence of
8 regions here. Was there a purpose to this sequence for
9 the dates? In other words, you have Southern Coastal,
10 which I'm assuming would include Los Angeles. Then
11 you've got Inland Empire at the bottom. And what I'm
12 suggesting is that there could be a possibility, based
13 on suggestions made, that we may need to consider
14 rearranging regions here because if any changes were to
15 occur it will have a ripple effect, potentially, from
16 the coast inland. So I was wondering if there was some
17 specific reason for the manner in which the regions were
18 outlined from top to bottom.

19 COMMISSIONER ONTAI: None whatsoever.

20 CHAIRMAN WARD: Mr. Claypool?

21 COMMISSIONER ONTAI: What I did was --

22 MR. CLAYPOOL: I apologize, Commissioner
23 Ontai. However:

24 By August 15 in 2011 and each year
25 ending in the number "1" thereafter

1 the Commission shall approve four
2 final maps and set forth for the
3 congressional, senatorial, assembly
4 and the state Board of Equalization
5 districts.

6 So August 15, final deadline for all
7 four.

8 COMMISSIONER ONTAI: For all four. That's
9 very, very important for us to know.

10 CHAIRMAN WARD: Thank you, staff.

11 COMMISSIONER ONTAI: Okay, we're all on the
12 same page on that.

13 Commissioner Filkins Webber, the question
14 is it's an arbitrary distribution of those areas. I
15 simply took the regions established from the very
16 beginning as a starting point. Yesterday when we heard
17 from Karin Mac Donald, she suggested that we look at
18 nine regions, and I believe this Commission adopted
19 that, so I will then go back and group these into those
20 nine regions.

21 COMMISSIONER FILKINS WEBBER: I was also
22 looking at a sequence, though. And maybe, as we
23 progress, that a better sequence of where we go with the
24 trial maps might be better based on the input we might
25 get, such as moving and having -- if we consider

1 Southern California as a region we're having multiple
2 hearings, it might be best to do those in a sequence
3 because it might have ripple effects, and then as we
4 progress north or south, keeping the regions together, I
5 guess.

6 So your list here is not in any sequence
7 as it correlates to the rest of the calendar. It's just
8 something you'll work on as we get further input from
9 our consultants.

10 COMMISSIONER ONTAI: Exactly.

11 COMMISSIONER FILKINS WEBBER: Thank you.

12 COMMISSIONER YAO: May I make one more
13 comment?

14 COMMISSIONER ONTAI: Yes, Commissioner Yao.

15 COMMISSIONER YAO: Perhaps one of the
16 milestones, or one of the events that we need to pay
17 attention to is the decision on where to start drawing
18 the map. In other words, there's been proposal to do it
19 along the coast, proposal to do district 5 as the
20 starting point of starting the map. Maybe that would be
21 the trigger for the scheduling.

22 COMMISSIONER ONTAI: Could be, but let me go
23 back to yesterday's meeting. We did hear from Karin and
24 we did have a number of board motions that were passed.
25 And, going over those motions, one of that is that we're

1 going to have our first educational public hearing next
2 week, right? I think it's the 26th, right? So February
3 26 we're going to have our first public hearing in the
4 capital in Sacramento, so that's going to be plugged
5 into this. So as the Commission makes further concrete
6 dates available, working with our consultants, I intend
7 to plug that in. And the frequency question should also
8 be plugged into this format as well. Now, this is
9 important so that we're all on the same page, but also
10 because the viewing public needs to know that.

11 COMMISSIONER GALAMBOS MALLOY: Commissioner
12 Ontai, thank you for all your work on this. This is
13 quite an undertaking and is really the backbone of all
14 of our work here. I'm wondering if you can talk more
15 about the timing of the three possible alternatives or
16 modifications to the trial maps. Is that, again, based
17 on the premise that we have the fourteen-day noticing
18 and then that gives us five days to do any analysis of
19 the information we receive, tweak the maps? I'm just
20 wondering how you arrived at the three alternatives.

21 COMMISSIONER ONTAI: It is exactly based on
22 that formula.

23 COMMISSIONER GALAMBOS MALLOY: Okay, thank
24 you.

25 COMMISSIONER ONTAI: And there's some elbow

1 space. But I wanted the Commission to realize that if
2 we were to give the public an opportunity to respond to
3 our trial maps, the June/July constraint allows us only
4 to do three of those opportunities, given that
5 timeframe.

6 COMMISSIONER GALAMBOS MALLOY: Thank you.

7 COMMISSIONER ONTAI: Any further questions?

8 COMMISSIONER PARVENU: Not a question. Maybe
9 a comment. And I should have raised this in our
10 technical -- in our outreach committee meeting. But
11 this timeline -- once again, I compliment you on your
12 effort -- includes all four maps, and these are the
13 deadlines inclusive of all four maps. In reality and
14 practicality some maps will be less complicated than
15 others. For example, the Board of Equalization maps,
16 we'll finish that, probably the four districts, a lot
17 sooner. And then the senatorial maps may be a little
18 less complicated than the assembly maps, and probably
19 those will be less complicated than the congressional
20 maps. But I see this as a framework, the worst case
21 scenario for the Board of Equalization maps, you know,
22 which gives us a lot of leeway.

23 And I see the driving deadline here in
24 each date. Each of these milestones is making certain
25 that the congressional, which I think may be more

1 complicated than the others, fall into place with. So
2 I'm saying there's going to be some variation of what
3 labor intensity occurs.

4 COMMISSIONER ONTAI: Yes, and that's probably
5 something the Commission needs to discuss. I don't know
6 how complex those various districts will be, but I'm
7 sure the expertise of this Commission will have to
8 discuss that.

9 COMMISSIONER PARVENU: But overall this is an
10 excellent framework to look at milestones so that we
11 know that if all four -- we have to complete all four by
12 these critical milestones.

13 COMMISSIONER ONTAI: Yes. And I think the
14 significance of this is that we have to start thinking
15 in terms of benchmark dates and the limited amount of
16 time we have.

17 COMMISSIONER ANCHETA: Chairman, I did want to
18 chime in a little bit because, as a reminder, there is a
19 requirement in the Act regarding the nesting, or the
20 attempt to nest as much as possible the districts. So
21 we are -- I believe one of the texts of the law
22 required -- or we should try to build senate districts
23 that are built on two assembly districts, and that the
24 Board of Equalization districts also have to be built on
25 subunits as well.

1 But a point well taken in terms of
2 distribution and maybe having a little easier time with
3 some districts than others. And the over point is I
4 think a very good one.

5 COMMISSIONER ONTAI: Good. So I'm seeing the
6 discussion begin to happen already. That's very good.

7 Any other questions on the timeline?

8 COMMISSIONER AGUIRRE: Mr. Ontai, let me make
9 a couple of comments. There's various schools of
10 thought as to the approach to drawing the lines, and one
11 school of thought says that you should not really look
12 at any districts as they're drawn, that you should
13 really kind of look at the density of the population as
14 a starting point and then drawing around those, looking
15 at county lines and trying to keep those as solid as
16 possible. That's one school of thought.

17 And then there's others where you would
18 go to Board of Equalization districts and kind of like
19 set those, and then go to the next level, and so on.
20 But ultimately this is where experienced map drawers and
21 their expertise comes into play. Because not having
22 done this before, it's difficult for us to try to guess
23 what the best approach might be.

24 So just to -- and then the other, my
25 other comment is that it would be great if as a

1 Commission working with the outreach committee if we
2 were to develop a product perhaps by our next meeting
3 where we would have a day-to-day between now and
4 April -- and August 15th that would, first of all, list
5 the dates when we're going to have hearings, secondly,
6 list the locations of where those hearings are going to
7 occur, and then that will provide a framework for us to
8 kind of populate those with Commissioner participation.

9 COMMISSIONER ONTAI: You're absolutely right,
10 and we need to do that so that the public is on the same
11 page as to when these events are going to happen. And
12 that we have to do also working with CCP and Karin
13 MacDonald.

14 COMMISSIONER BARABBA: Commissioner Ontai, I
15 would just alert the Commission that this issue of
16 nesting is really an interesting one and a complex one.
17 And there's an excellent article in the Statewide
18 Database website that points to the complexity of doing
19 that, and it might be a value for us to at least get an
20 understanding of what's involved in nesting.

21 COMMISSIONER ONTAI: I'm very pleased that
22 we're getting up there. It's a healthy discussion. I
23 can see we're ready to go on that.

24 Any other comments so far? So if you
25 oblige me, I'm going to continue.

1 So between the release of the census data
2 and our first trial map, we're probably going to be
3 sitting at this dais looking at all types of map lines,
4 alternatives. We're going to have Karin in front of us
5 showing us, well, if you did this, if you did that,
6 da-da-da. We're going to have communities of interest
7 saying, well, you know, you should consider this,
8 da-da-da. All of that is going to be happening between
9 the release of the census data and our trial maps, and
10 we're going to be going all over the state doing that.

11 What was that?

12 COMMISSIONER BARABBA: There's a mysterious
13 power in the building.

14 COMMISSIONER ONTAI: I think that was a good
15 sign, right? The spirit is with us.

16 So that's going to be a very intense
17 time. We're going to be getting a lot of public
18 testimony, and this is I think maybe the first crucial
19 part where we're demonstrating to the community that
20 we're really listening to them and taking their input.

21 And then prior to the release of the
22 census data to where we are now, February, it's what I
23 consider activities, essentially educational material,
24 because we don't have the census data. So it's getting
25 out there with our partners and sharing with them what

1 we've done so far, why it's important for them to get
2 involved, and taking advantage of all the points that
3 were discussed yesterday with CCP and with Karin.

4 But we're not actually doing any mapping
5 at that point because we don't have the census data. So
6 I don't think the Commission would be actively involved
7 during February and March, unless you want to.
8 Individually we're doing that now. I've done that
9 several times in San Diego and have several more lined
10 up. And it's not about mapping. If you remember the
11 chart which is shown on this second-to-last page, what I
12 will be doing is the non-mapping outreach and the
13 non-mapping educational meetings between now and the
14 census data release. And I would imagine many of you
15 are currently doing that or will be doing that. And
16 then we're also going to have our first formal one on
17 March 26th where we'll have a chance to see how CCP,
18 Karin Mac Donald, and the Commission all work together,
19 how that model works.

20 CHAIRMAN WARD: Mr. Claypool?

21 MR. CLAYPOOL: Just for a point of
22 clarification, on the 26th, that meeting, I believe that
23 Karin will actually not be participating in that one.
24 What that will be is CCP handling that particular
25 meeting for us, and that is, as discussed with

1 Commissioner Galambos Malloy, would be more of an
2 opportunity to meet with all of the different outreach
3 partners who currently have outreach processes in place.
4 So it won't be actually an input meeting of a sort, and
5 we're not anticipating taking any type of testimony that
6 would go towards the mapping process. But I just want
7 to make sure that we knew that Karin will not be
8 involved with that.

9 COMMISSIONER ONTAI: And that would make
10 sense.

11 So that's the broad overview of what the
12 time looks like, but it's a healthy reminder that we've
13 got to get going, and it also tells us that we need to
14 start plugging in some specific dates and making very
15 clear what the roles are between the Commission and our
16 consultants and our staff so that we're all on the same
17 page in the limited amount of time and resources we
18 have.

19 CHAIRMAN WARD: Commissioner Yao?

20 COMMISSIONER YAO: This is a great schedule,
21 number one. Number two is, besides the outreach
22 program, I think there are other milestones that we need
23 to decide or acknowledge. One of them I mentioned
24 earlier. Depending on where we start the mapping
25 process, from the south, from the central, from the

1 north, the map is going to look very different. I mean
2 the literature has basically told us that. So that
3 perhaps would be one of the decisions that we need to
4 make before we even start the trial map, okay? And that
5 may involve some discussion, and if we acknowledge that
6 to be a decision that we need to make, then we need to
7 have all the ducks lined up in terms of briefing from
8 the experts and on and on. And maybe we should spend a
9 few minutes along the way without any expert help and
10 decide what other key decisions that we need to make to
11 make sure we allow the sequential-type events to happen
12 to do it.

13 Another example I would offer up is,
14 before anybody can draw a set of draft map, we need to
15 give the mapper, or the person that's drawing the map, a
16 sense of some kind of priority as to whether compactness
17 is more important than community of interest or the
18 other way around, okay? So that when he or she has to
19 make a decision in that draft map, there's a set of
20 guidelines to follow, okay? And this is more than just
21 collecting data from the community, from the residents.
22 I mean the outreach program certainly is important and
23 critical, but I think there are a lot of other decisions
24 that we need to make along the way, and I think those
25 need to be superimposed on top of the schedule that you

1 have generated in order to make everything kind of mesh
2 together.

3 COMMISSIONER ONTAI: You're absolutely right,
4 and I think Commissioner Filkins Webber was alluding to
5 that as well.

6 COMMISSIONER BLANCO: So I would agree, and I
7 think, working with staff, one of the things we
8 identified coming out of the legal advisory committee we
9 reported back was that one of the things we would like
10 from the Voting Rights attorney is a training for all of
11 us. And I think this format really helps us, then, plug
12 those dates in, as Commissioner Yao was saying. So we
13 should know -- we should figure out by what date, given
14 this backwards schedule, we need to be trained so that
15 even the criteria prioritization discussion is based on
16 some legal training that we've all had as a Commission.
17 So I think that really we should think about these other
18 dates that have to be plugged in that then flow from
19 this schedule, given our needs around training and other
20 things.

21 COMMISSIONER ONTAI: That's an excellent
22 point. And so we're probably going to look to staff to
23 help us plug those dates in and get the appropriate
24 people in there.

25 COMMISSIONER DAI: Commissioner Ontai, I think

1 actually the prioritization of the various criteria is
2 actually spelled out in the Voters First Act, so that's
3 not something we need to discuss. That's very clear,
4 the order that we need to consider the various criteria.

5 What I do think we need to do is what
6 Commissioner Aguirre pointed out, which is what is our
7 overall approach. Are we going to start with Section 5
8 districts and in parallel, start in the north and go
9 down, or start in the middle and go out, or start with
10 population. I mean that I think is probably -- the
11 philosophy of our general approach is probably the main
12 thing that we need to set out.

13 COMMISSIONER ONTAI: I would agree.

14 COMMISSIONER FILKINS WEBBER: But my only
15 inquiry is whether that would be premature to do that
16 without having consultants that can make various
17 recommendations. So you're not suggesting we do that
18 today.

19 COMMISSIONER DAI: Not at all. I'm just
20 suggesting that is a decision that we'll have to make in
21 conjunction with our consultants.

22 COMMISSIONER FILKINS WEBBER: Absolutely I
23 concur.

24 COMMISSIONER ONTAI: Another plug-in.

25 CHAIRMAN WARD: Commissioner Yao?

1 COMMISSIONER YAO: One additional thought.
2 Using an Excel to do a schedule certainly is appropriate
3 at this stage of the game, but there are a lot of good
4 softwares out there, like Microsoft Project and on and
5 on that allow one day to track the other day and if you
6 slip one day they'll automatically look at the others
7 for you. I'd like to recommend that we get someone to
8 put this onto a Microsoft Project or something
9 equivalent to it so that we really have a management
10 tool instead of just something that's visual.

11 COMMISSIONER ONTAI: It's intended to be a
12 management tool, a working sheet so that we can all make
13 adjustments and changes. So if there are better
14 softwares than Microsoft Excel, then do we turn to staff
15 to help us with that?

16 MR. CLAYPOOL: We certainly will be available
17 to work with this schedule. I think once we put into
18 place our consultants and our schedule, then we'll go
19 ahead. And once we have the funds obviously to buy the
20 type of software we're talking about, which would be
21 this next cycle, then we'll go ahead and put this on.

22 COMMISSIONER YAO: I think the request is more
23 than that. I think having the software by itself is
24 just the beginning step. You need somebody that can
25 operate it and very efficient with it and set it up

1 properly and on and on. So we may be able to find a
2 volunteer. We may be able to solicit help from the
3 broader community, and maybe somebody will step forward
4 and help us to get this thing going. If we tried to
5 learn that software from scratch and tried to do it on
6 that manner, we're not going to get there.

7 MR. CLAYPOOL: Actually I believe that we have
8 a staff person. You've already hired a staff person in
9 Christina Shupe who is quite capable. But certainly if
10 she weren't able to work with this software and do what
11 you're asking, we would seek that additional help.

12 COMMISSIONER DAI: I was just going to comment
13 that Project is probably really overkill for this, but,
14 you know, that's something that you guys can decide,
15 what's the best way to present it.

16 CHAIRMAN WARD: It's a great recommendation,
17 Peter, and we'll effectively task staff and I'm sure
18 they'll get it done.

19 COMMISSIONER ONTAI: So that's the overall
20 timeline in terms of where we start off and end up at
21 the end of October, but it gives us a structural
22 framework from when we go back and put -- we can go back
23 and then plug in specific dates and events and arrange
24 that so that we're all on the same page. And I think
25 that's crucial not only for this Commission to operate

1 in a sequential and timely manner, but also because the
2 public needs to know that so they can prepare and have
3 adequate time to respond to designated times in which
4 they know we're going to present or address their
5 issues. Does that make sense?

6 COMMISSIONER YAO: As far as what we need to
7 accomplish today when we got the schedule, can you
8 identify any such requirements? For example, for the
9 first block of outreach before the trial map, do we need
10 to identify cities even though we don't have that data?
11 Because if we wait until the end of February to do that,
12 then you really only have March to make these things
13 happen. But today, for example, San Francisco and
14 Los Angeles, these bigger cities are easy targets, and
15 perhaps we should kind of force something to happen.

16 COMMISSIONER ONTAI: If it's the desire of the
17 Commission to designate some cities by regions and
18 frequencies during the educational component between now
19 and the release of the census data, we can certainly
20 have that discussion.

21 COMMISSIONER AGUIRRE: Yes, my suggestion was
22 that we work with dates first, because it is the
23 availability of the Commission, based on the number of
24 meetings that we're targeting during this period, that
25 will really drive what we're going to do. So my kind of

1 hierarchy was that we look at dates first. Then, once
2 we have those dates, we can begin to determine who's
3 available what dates, and et cetera, so that at least
4 for the educational workshop component, which we have
5 tasked our consultants to work on, at least for that we
6 will be able to give them some dates so that then they
7 have something to work with. So for my money I think if
8 we were to get to some dates certainly, because, you
9 know, some of us are busier than others, it would
10 provide an opportunity for you to kind of schedule
11 yourself out.

12 Now, once we have those dates between --
13 you know, for the educational component part at least --
14 and this is what I'm suggesting, that we accomplish that
15 today -- then we can think about locations. And if we
16 want to go with what was suggested earlier as focusing
17 on the LA basin area as being the highest concentration
18 of population of the state and then fanning out north,
19 south, and east from there, that would be something that
20 we can determine later.

21 But I think to start we need to know,
22 number one, how many workshops we're going to have, and,
23 secondly, what are those dates. Some of those are
24 during the week; some of those are weekends. Are we
25 looking at every weekend to be as accessible as

1 possible? Are we available to do evening meetings?
2 Those things are I think real questions for real people
3 who have real schedules.

4 COMMISSIONER ONTAI: And then adding on to
5 that, do we want CCP there? Do we want Karin there?

6 CHAIRMAN WARD: Maybe I can clear up. I as a
7 board member am a little confused. From past meetings
8 and past expert testimony it seems like some of the
9 lessons learned are that when it comes to date-setting
10 and outreach planning and things like that, we're
11 advised to act with intention. And we've had several
12 speakers talk about the importance of that. And I
13 understand that a lot of what we've accomplished this
14 week is arranging for consultant support; and, as I
15 understood, we voted that the consultants are going to
16 be putting together proposals with the data we're
17 discussing in it, bring that to us, and then we're going
18 to go ahead and have some reasoned data with which to
19 make those decisions, plug them in and run.

20 I'm concerned about just picking things.
21 Kind of like when we decided to do 50 outreach meetings,
22 it was a great idea, it was a fantastic conversation,
23 but ultimately it was in the face of a void of
24 information. So I would just like to ask the outreach
25 subcommittee if my understanding of what we're supposed

1 to be expecting in two weeks is the opportunity to do
2 much of this with an expert analysis.

3 COMMISSIONER ONTAI: Yes, I think
4 Commissioner Ward is absolutely right. All of
5 yesterday's discussion with the consultants was how are
6 they going to fit in and how are they going to
7 coordinate and how are they going to bring the content
8 together. So we need to tie those previous discussions
9 together so there's a link instead of a disjointed
10 discussion.

11 COMMISSIONER YAO: Chair Ward, may I?
12 If I can refer you to that first block of
13 schedule, outreach before the trial map, okay, it's
14 block off between February and March. If we wait for
15 the consultant's report, that will be the end of
16 February. And if you make the fourteen-day announcement
17 for the outreach meeting, the earliest that you can have
18 it is mid-March. So that gives you two weeks to
19 accomplish everything that we want after we receive the
20 data from the consultants and so on.

21 Now, is it reasonable, based on this set
22 of schedule that's before us, to accomplish that nine
23 meetings in two weeks? Okay. So it's fine that we have
24 all our ducks lined up before we move, but that pushes
25 us into a corner that we have no options. And every

1 decision involves a certain degree of risk, and what
2 we're saying is we need to set some dates.

3 Because this schedule is really pushing
4 us to act, and it's a lot easier to cancel those dates
5 if it doesn't happen, similar to what we tried to do in
6 Claremont. But if you wait until we have the
7 information and the recommendation, you miss the
8 entire -- or you're likely to miss the entire schedule
9 for the initial outreach activity.

10 CHAIRMAN WARD: Commissioner Filkins Webber?

11 COMMISSIONER FILKINS WEBBER: Thank you. I
12 believe this could probably be easily answered by our
13 consultants. I'm not under the impression that the
14 educational workshops require the notice. They're not
15 public hearings. So, as I understand it, Karin -- it
16 was late yesterday but I believe we did pass a motion
17 that she would be doing the educational workshops. So
18 my vision -- and she could correct this and answer this
19 question very clearly -- is that she probably could get
20 started on the workshops in the areas of whatever she
21 has decided that would be best, and then the outreach
22 would go behind those workshops.

23 So the workshops don't require the
24 notice, but if you had an idea of what the answer to our
25 question is, what area she might be starting on for the

1 workshops, the first outreach meeting is probably going
2 to follow right behind that. So that's how I see that
3 our consultants are going to answer this question, I
4 believe, rather than us trying to determine that
5 schedule. So I don't think we have to ponder that.

6 And I certainly appreciate
7 Commissioner's Yao's concern that the possibility could
8 be that we'd be pushing this timeline out. But since
9 we've already tasked Ms. MacDonald to do the
10 educational workshops, I'd certainly leave it up to her
11 to advise us as to her schedule. We have confidence in
12 her. And then we could schedule the outreach by
13 probably early March if she gets the workshops started.
14 She says she's ready to go. So if she starts the
15 workshops at the end of February, then the first
16 outreach meetings would probably be in the areas where
17 she has the workshops. But I think that's my idea of
18 how she's going to structure this for us, and we've
19 tasked her to do it.

20 CHAIRMAN WARD: Mr. Claypool?

21 MR. CLAYPOOL: As I understood CCP's and
22 Karin's presentation, they were going to schedule six of
23 those workshops around the regional centers, so that
24 gives you location for six. Then CCP had made a
25 recommendation on Watsonville, or actually Karin and CCP

1 had recommended Watsonville and north LA as additional
2 sites, and then CCP on their own had recommended one
3 more site further north. So I believe, because the
4 regional centers are already placed, that the nine
5 locations have been recommended to us.

6 And I believe another part of that
7 component was that they were going to offer you a
8 schedule of the dates that might work. Possibly a good
9 solution for this is to confirm the nine locations
10 through our subcommittee and then ask them to work
11 through the subcommittee to see the commissioner
12 availability so that we can have both the dates and the
13 locations scheduled right after our meeting in
14 Sacramento.

15 COMMISSIONER AGUIRRE: And that's exactly my
16 point, is they need to work around our availability. So
17 on a weekly basis, let's say -- let me put my DiGuilio
18 hat on -- can we agree that we are least available
19 Monday and Tuesday, maybe Monday, Tuesday, Wednesday?
20 Can we agree that we are least available during those
21 three days? If we do that, then we can go to CCP. And
22 they are expecting us to communicate with them on Monday
23 about any direction that the Commission would want to
24 forward to them. And that would be I think a very good
25 guideline, that they should stay away from these days

1 and I look at Wednesday, Thursday, Friday, Saturday and
2 perhaps Sunday.

3 So the other question is, are we
4 available on Sundays? I understand that some of us are,
5 and certainly the public would like to see us on Sunday,
6 so can we agree that we're absolutely available on
7 Sunday so that we can go to CCP and say take Sundays,
8 too?

9 So, anyway, all I'm saying is that we
10 need to provide direction to our consultants so they're
11 not totally in the dark. Because I can anticipate when
12 we talk to them on Monday -- we're going to have a phone
13 conference -- that they're going to say, "Well, when are
14 you guys available?"

15 CHAIRMAN WARD: Vice chair?

16 COMMISSIONER GALAMBOS MALLOY: Commissioner
17 Aguirre, I definitely sympathize with what position
18 you're going to be in on Monday. I'm also looking ahead
19 to see when we can schedule our March business meeting
20 which needs to fall in there somewhere. I am saying
21 this as a working mother and just cringing internally at
22 what it really is going to mean for my life over the
23 coming months. But I think we're reaching a point in
24 our workflow where we need to be erring on the side of
25 not scheduling things for our personal and professional

1 lives outside of the Commission, and that's the reality
2 of what it's going to take to get the job done.

3 I do agree that it would be helpful for
4 the consultants and helpful for all of us to minimize
5 chaos in our outside lives if we could agree on some
6 principles of what our preferred days are. But I'm not
7 convinced, looking at this timeline, that sticking to
8 those principles is going to be what gets the job done.
9 So I would say let's agree on some principles, but the
10 reality is if we have to have meetings on Mondays and
11 Tuesdays to make this happen, then amongst ourselves we
12 have to come up with critical mass to make those
13 commitments happen. That's my perspective. And so I'm,
14 at this point as I look ahead to March and beyond,
15 really resisting making myself available to outside
16 commitments because of the commitment that we made when
17 we were sworn in as commissioners here.

18 CHAIRMAN WARD: Commissioner Dai?

19 COMMISSIONER DAI: I totally agree with that.
20 And I think we're really just going to have to try to
21 clear our schedules and understand that some of us are
22 not going to be as available as others, as long as we
23 have the minimum number of commissioners, that we give
24 our consultants as much flexibility as possible to
25 schedule us. And then of course -- this is a reminder

1 to everyone who hopefully has already filled in the
2 unavailability calendar -- I mean that's what I think we
3 should give to our consultants. So, you know, if you
4 absolutely cannot be available, that should be reflected
5 in the unavailability calendar, and otherwise we're
6 going to assume that you may be available.

7 CHAIRMAN WARD: If I may point the
8 conversation quickly back to the subcommittee, just
9 because at this point I'm unclear. What can the panel
10 provide you, provide the subcommittee to be able to
11 conduct work this week?

12 COMMISSIONER ONTAI: I think we're good as it
13 now stands. This is a healthy discussion because it is
14 intended for you all to start thinking in terms of a
15 very compressed sprint. We really are doing a sprint,
16 and we don't have much time. So I think it's very
17 important that we talk about how we're going to bring
18 training consultants, which is very crucial. It's
19 important for us to talk about our scheduling. It's
20 important for us to talk about what needs to be done
21 between now and the census data release, what types of
22 activities, and then what happens between the census
23 data release and our dialoguing with the community when
24 we come out with a final map.

25 And then after that what happens. What

1 opportunities do we give to the communities to respond
2 to our trial maps. And as long as we're thinking about
3 those activities within literally two months' timeframe
4 for each of those segments, then it gives us a very
5 clear picture that we really need to get going.

6 CHAIRMAN WARD: I've got Commissioner Aguirre,
7 then Commissioner Blanco, then Commissioner Raya, then
8 Commissioner Yao, then Commissioner Galambos Malloy.

9 COMMISSIONER AGUIRRE: I'll be brief, and that
10 is that that's the kind of decision that we need to
11 make. On Monday, when we speak with our consultants,
12 we're going to say, you know, our schedule is totally
13 open and you can refer to what's online as far as
14 availability is concerned. But once you choose those
15 dates, then be assured that we will do our best to
16 populate those dates with participants. All right.

17 COMMISSIONER ONTAI: So it is --
18 (inaudible) -- and based on yesterday's conversation
19 with the consultants we're now getting an idea, some
20 ideas what those specific dates are.

21 CHAIRMAN WARD: Commissioner Blanco?

22 COMMISSIONER BLANCO: No, I mean this is what
23 we needed. I think this is great. In terms of our
24 availability, I agree. I want us to remember, though,
25 that even if we say we should make ourselves available

1 Mondays and Tuesdays and any day, that we have to
2 remember that for the community that we're working with
3 that we have to think evenings, and so just another
4 factor.

5 So we may say we're available Mondays and
6 Tuesdays, but we should be looking, whenever possible,
7 at those days in terms of evenings, when we get into the
8 input and then taking out the trial maps. So you may be
9 able to both work on Monday and go to an evening
10 meeting, if that helps at all.

11 CHAIRMAN WARD: Commissioner Raya?

12 COMMISSIONER RAYA: Thank you, but I think the
13 other commissioners have covered my points of concern.

14 CHAIRMAN WARD: Thank you.

15 Commissioner Yao?

16 COMMISSIONER YAO: I want to make sure that we
17 are in agreement that we need to have the first meeting,
18 wherever it is, whether it's in the evening or weekend,
19 schedule so that we can make it happen in first part of
20 March. In other words, if we have that meeting in the
21 first part of March, that basically will give us a month
22 to take care of the outreach activity.

23 This is more than just the educational
24 thing; this is getting inputs from the public before we
25 start drawing the map, which is the next milestone,

1 which is called the data release. So in order for that
2 to happen, to have the meeting in the first part of
3 March, we almost have to select a date and select a
4 place in the next few days. So I want to get the
5 commissioners to agree, or at least voice against it
6 saying that's unreasonable and we're not going to do it
7 that way. But if we're going to do it that way, then we
8 need to make decisions in this meeting in order for that
9 to happen.

10 CHAIRMAN WARD: I've got a push-in line.

11 Commissioner Yao, are you making a motion
12 at this point?

13 COMMISSIONER YAO: I don't think a motion is
14 necessary, but if such is what we need to decide on, I
15 certainly would be willing to make one.

16 CHAIRMAN WARD: At this point it seems like
17 we're continuing to discuss it. If you would like a
18 decision --

19 COMMISSIONER YAO: All right. I would move
20 that we immediately set dates for the first block of
21 outreach meeting so that we can have the first one
22 happen in the first part of -- in the month of March.

23 CHAIRMAN WARD: That vote requires a second.

24 Not hearing a second at this time --

25 COMMISSIONER AGUIRRE: Excuse me. I'll second

1 that.

2 CHAIRMAN WARD: So we do have a motion on the
3 floor and a second. Commissioner Barabba?

4 COMMISSIONER BARABBA: My impression was we
5 just directed the subcommittee on outreach to on Monday
6 work with the consultant group to pick out a set of
7 dates for these meetings, and we've got to learn how to
8 live with the subcommittees. Otherwise we're going to
9 be at this a very, very long time not doing anything.

10 COMMISSIONER YAO: No disagreement with that
11 approach, but I want to make sure that we get the
12 announcement out so we can have the meeting in the first
13 part of March. That's all. I'm not picking the dates
14 or picking the places.

15 But I sense that there are commissioners
16 that want to wait until the next meeting to look at the
17 plan and then decide on the date. And if we were to do
18 that, the earliest date we can have any kind of meeting
19 is middle of March because of the fourteen days' advance
20 notice. And I'm not talking about the education
21 component; I'm talking about the input process, the
22 input data collection. And if we decide today that
23 we're willing to accept the risk of doing all nine
24 meetings in two weeks, then we can do that. But I'm not
25 sure that we're sensitive to do that fact and we're

1 willing to move in that direction.

2 CHAIRMAN WARD: Commissioner Dai?

3 COMMISSIONER DAI: Commissioner Yao made an
4 important point. So I think really here -- I don't know
5 in this requires the full Commission, but we're
6 essentially -- I think that what we need to do is
7 delegate this to the outreach committee to -- you know,
8 after the discussion with the consultants on Monday and
9 making sure that our consultants have access to our
10 unavailability calendar -- for them to set up a
11 schedule. And we just need to go with that as a
12 starting plan.

13 CHAIRMAN WARD: As a panel member, I'd like to
14 get in line and just state that, again, we did refer
15 back to the subcommittee to see what information they
16 required to move forward with all the action items that
17 we passed yesterday. And the subcommittee, who has been
18 meeting and tackling this, has reported that they need
19 no further action taken at this time.

20 Commissioner Filkins Webber?

21 COMMISSIONER FILKINS WEBBER: Just one other
22 point. I wholeheartedly agree with it going back to
23 subcommittee. We do have a calendar issue, just --
24 gentlemen, if you do take this back, this hasn't been
25 worked out since we've just been working with Google

1 calendars right now. The way Christina has it up there,
2 it has it individual commissioner not available, so it
3 will just say unavailable. But since we're breaking it
4 is down as far as time, I don't want the subcommittee to
5 assume that I'm not available at night on a day that I
6 might not be available.

7 So we might need to take a look at our
8 unavailability again, because if this calendar is going
9 to be used for Monday, again, I can specify evenings,
10 which I didn't, but I don't want this Commission to
11 assume that because I put myself unavailable on a
12 particular day that I'm not available at night, because
13 I am, more than likely. I mean all my nights are pretty
14 much free except for city council. But, other than
15 that, I think we might need to work that little detail
16 out on the calendar, and I just wanted to bring that to
17 everybody's attention because we don't have it specified
18 for evenings yet.

19 COMMISSIONER BLANCO: Actually you can. It's
20 about the calendar. So actually when you look at it,
21 when it's in solid orange, that's when it's all day.
22 When it says unavailable and it's not solid, that's when
23 people have written in the hours during which they're
24 not available. So if you go to some of these
25 unavailable that are not blocked out in deep orange,

1 then it does list the hours during which you're
2 unavailable. The other ones are full day
3 unavailability.

4 CHAIRMAN WARD: As Chair, at this point if we
5 could go ahead and bring Google calendar questions to
6 Christina who is running that project. I understand
7 training is coming out and she is trying to work it out,
8 so we can pass all this to her.

9 Mr. Claypool, you have the microphone.

10 MR. CLAYPOOL: I just wanted to have some
11 clarification from the Commission. As I understand
12 Commissioner Yao's concern about wanting to schedule
13 these meetings as quickly as possible for the outreach,
14 those eight meetings, nine meetings, as I understood it
15 yesterday, and correct me if I'm wrong, those meetings
16 would possibly include commissioners, possibly not. But
17 we could, if they included commissioners, have that
18 schedule -- start with that schedule now because, as I
19 said, we know where those locations are scheduled to be.
20 So we can look at that plan and we can say, okay, going
21 through the subcommittee, let's work where they're at
22 and have that in place. So I'm not as concerned with
23 that.

24 But when we start talking about the
25 actual input meetings we have another issue, and that

1 issue is we're now going to a competitive bid, and that
2 competitive bid is going to require that we go through
3 that process before we can bring on whoever our ultimate
4 line drawer is going to be, and that person, as I
5 understand it, is going to be very instrumental in
6 putting together how they wish to see that information
7 move forward.

8 So I believe that we need to separate the
9 two issues. We have outreach which we can very much
10 plan and have a solid plan for on your schedule, but I
11 think it would be premature to start thinking in terms
12 of input until we know who the person is going to be
13 that we are sending that information to.

14 CHAIRMAN WARD: Okay. At this point we have a
15 motion on the floor and a second. Mr. Yao, would you
16 please restate the motion before we open it up to the
17 public and then vote.

18 COMMISSIONER YAO: The motion is to direct
19 staff and the committee to do whatever posting necessary
20 to make sure that we start the input meeting at the
21 first part of March.

22 CHAIRMAN WARD: Can I have the original motion
23 read back?

24 MS. SARGIS: Motion by Commissioner Yao to
25 direct staff and committee to set and post dates of

1 meetings, the input meetings immediately for the first
2 of March.

3 CHAIRMAN WARD: Is that the original motion
4 that was made and seconded?

5 MS. SARGIS: Well, the original motion was
6 to -- for the committee to set meetings for the first of
7 March.

8 CHAIRMAN WARD: That was what I recalled as
9 well. So the motion that's on the floor, as I
10 understand it, is for the committee to set dates at this
11 time for meetings in March, and that's what was
12 seconded. So that's what we need to vote on at this
13 time.

14 COMMISSIONER DAI: The Commission or the
15 committee?

16 CHAIRMAN WARD: The committee was his words.

17 COMMISSIONER ONTAI: The subcommittee.

18 COMMISSIONER YAO: Subcommittee. Well, we
19 intended to do that anyway, right?

20 CHAIRMAN WARD: So can we please get a
21 read-back of the motion on the floor?

22 MS. SARGIS: I'm sorry, the original motion?

23 CHAIRMAN WARD: The motion that was seconded.

24 MS. SARGIS: Okay. To direct the subcommittee
25 to set dates for the meetings immediately for the first

1 of March.

2 CHAIRMAN WARD: Commissioner Yao?

3 COMMISSIONER YAO: As I stated earlier, I
4 don't think a motion is necessarily required, but I do
5 want public acknowledgment that notice will go out so
6 that the first outreach meeting can happen in the first
7 part of March. I think that's really the intent.
8 Because prior to that I heard comments from the full
9 Commission stating that we want to get the consultants'
10 input and then decide on when and how to set up these
11 meetings. And my counter argument at that point is the
12 earliest opportunity we can get that data is end of
13 February. Assuming everything goes well, we set the
14 date and time, it will be the middle of March, and that
15 will only give us two weeks to make all the input
16 meetings happen. And I think that would be an
17 impossible schedule to meet. So the whole intent is to
18 make sure that we initiate the outreach meeting in the
19 first part of March.

20 CHAIRMAN WARD: Excellent, Mr. Yao. Fantastic
21 points. Then can I understand that you would like to
22 withdraw that motion being that you see it unnecessary?

23 COMMISSIONER YAO: I would be happy to
24 withdraw the motion.

25 CHAIRMAN WARD: Okay. And we'll consider the

1 staff directed appropriately, and direct the
2 conversation back to the subcommittee.

3 COMMISSIONER ONTAI: Yes, in that spirit we'll
4 do that.

5 COMMISSIONER AGUIRRE: Just a clarification
6 for understanding. And so we will consult with our
7 consultant on Monday. We will say that our schedule is
8 open, that there is a desire to begin in early March.
9 We will ask them to give us that date ASAP. Once we
10 have that date we are going to give it to our staff so
11 that they will notice it fourteen days hence.

12 MR. CLAYPOOL: Absolutely. That's how I
13 understand it.

14 Just one more point of clarification. We
15 are referring to outreach meetings to the public and not
16 input meetings.

17 COMMISSIONER DAI: I think we should clarify
18 and start using the terminology our consultants have
19 been using, which is educational workshops versus the
20 public input meetings. So I just want to point out to
21 the Commission, I understand the urgency and we are up
22 against a physical problem with the calendar here, but I
23 don't see, given that we voted for a competitive bid
24 process, as Mr. Claypool pointed out, how we can set up
25 meetings when we don't have our technical consultant on

1 board and may not have that consultant on board until we
2 have that meeting in Sacramento.

3 So I think it's fine to get something
4 noticed, but I think we need to be realistic that those
5 meetings probably will not happen the first of March.
6 And if we have to do nine public input meetings in the
7 second half of March, we're going to divide and conquer.
8 I mean only three of us have to be at any one of those
9 meetings. It is, I think, actually possible to do that.
10 So I just want to hopefully alleviate the tension people
11 are feeling, the pressure.

12 CHAIRMAN WARD: Being that this item has
13 received -- staff has received some direction, some
14 action on this item, I'd like to call a five-minute bio
15 break and come back to it and finish up.

16 (Recess from 10:30 a.m. to 10:44
17 a.m.)

18 CHAIRMAN WARD: Okay, let's go ahead and take
19 our seats.

20 I understand from the outreach
21 subcommittee that their report is complete, and I thank
22 them so much for their hard work and fantastic work
23 product. I'm excited about all the work they have ahead
24 of them this week.

25 At this time we'd like to move forward to

1 Commissioner Dai who will be reporting on the
2 communications subcommittee.

3 Commissioner Aguirre?

4 COMMISSIONER AGUIRRE: Yes, let me just bring
5 to the attention of the Commission that there is one
6 other thing that we laid off yesterday for today, which
7 was we received a proposal from our consultant regarding
8 a menu of services, otherwise referred to as a grocery
9 list and others, that we said that we were going to go
10 through, and there were some, I thought, strong comments
11 about the fact that we don't need all these services or
12 some are more critical than others. So I'm not sure
13 whether we can just quickly go through again. In the
14 spirit of providing direction and feedback for our
15 consultant, then it would be good to have that
16 information.

17 CHAIRMAN WARD: I'd like to ask -- first of
18 all, I've been speaking with Commissioner Ontai with the
19 perception that he's speaking on behalf of the
20 committee.

21 COMMISSIONER ONTAI: I stand corrected. We
22 did omit that. I didn't think of that.

23 CHAIRMAN WARD: Okay. Commissioner Aguirre,
24 so going through that list and making those decisions at
25 this time, will that make a difference in what you guys

1 are able to accomplish this week with them? Is it a
2 nice-to-have or need-to-have?

3 COMMISSIONER AGUIRRE: Well, I think that if
4 they know what we're looking for they're going to
5 provide a complete package for us to consider. In the
6 absence of that information, they're going to come back
7 and say, well, we still have option 1, 2, and 3. So I
8 think if we make somewhat of a decision and provide
9 direction for them, then we're better assured that we'll
10 be ready to make a decision at that point.

11 CHAIRMAN WARD: Commissioner Dai?

12 COMMISSIONER DAI: Yes, I wonder if you want
13 to wait until after the public information committee
14 report since I think Mr. Wilcox may have some comment on
15 this since many of the things that they put down are
16 pretty standard communications functions.

17 COMMISSIONER AGUIRRE: That's fine.

18 COMMISSIONER DAI: So that might help.

19 CHAIRMAN WARD: Commissioner Dai?

20 COMMISSIONER DAI: So on to the public
21 information advisory committee report. So I wanted to
22 say that our committee had a really great interaction
23 with members of the public who had a lot of great ideas,
24 a lot of input. We used it primarily as a
25 brain-storming session.

1 Again, the function of the public
2 information advisory committee is to be a resource to
3 our communications director. So a couple of things that
4 we talked about, and then I'm going to turn it over to
5 Mr. Wilcox to talk about our communication strategy and
6 share that with the Commission.

7 We spent a lot of time talking about the
8 website, what needs to be changed there, a lot of
9 specific suggestions on both short-term and longer-term
10 improvements for the website, how to take advantage of
11 social media, YouTube, Twitter, et cetera. We had a lot
12 of great discussion about that. There was definitely
13 discussion about the importance of better explaining the
14 Voting Rights Act to the public. That's something, if
15 you're not a lawyer and didn't have a good grasp of
16 civil rights history, some of that may be unclear as to
17 why we need to, you know, do something special with
18 certain counties in California, and we felt that was
19 important to try to explain that very clearly and
20 concisely.

21 And another thing we talked about was
22 hard-to-reach areas and certain populations. For
23 example, certain ethnic groups, taking advantage of
24 ethnic media, the importance of having a youth
25 engagement strategy because they're going to inherit our

1 plan. So that was something, priorities we talked
2 about.

3 So a couple of things for information for
4 the Commission. One thing that we did agree upon and
5 recommend to the full Commission is a standard protocol
6 for media relations. In the absence of having a
7 communications director we've had -- you know, people
8 have been kind of invited to groups and speaking on
9 their own, and we've had a few people been invited to
10 conferences, and people have had random calls from
11 certain reporters. And we talked about the need to
12 really centralize all of this so that our communications
13 director is always aware of what's going on.

14 So the protocol we recommend, it's very
15 simple. If you get a media request, immediately you can
16 either refer the reporter directly to Mr. Wilcox, or, if
17 it's a group, you know, rotary club or community group
18 that you already have a relationship with, that you're
19 obviously going to do it, at least cc him on it so he's
20 aware of it. But for a lot of general requests please
21 refer to Mr. Wilcox to help vet the reporter, make sure
22 the person is a bona fide reporter.

23 We talked about in this day and age how
24 there are a lot of bloggers who are kind of blending the
25 line with journalists, and so Mr. Wilcox can help vet

1 the person who has made the request and give you some
2 background and help prepare you if you indeed are the
3 best messenger. Because in some cases -- you know, we
4 have a group of fourteen to choose from -- the best
5 messenger may actually be somebody else, and so we'd
6 like to use his expertise to figure that out.

7 So as part of that he'll also be
8 conducting one-on-one media training for all members of
9 the Commission. Some of us are more comfortable
10 speaking to the media than others, and we want to
11 empower every one of us to be representatives for the
12 Commission, and we all have different backgrounds and
13 experiences that will enable us to be perhaps more
14 effective spokespersons for certain audiences.

15 And so expect an interview from
16 Mr. Wilcox to find out more about your background, and
17 please share those stories, language capabilities, et
18 cetera, anything that might be important information for
19 him to figure how who you are as a messenger for the
20 Commission and our mission.

21 And then a couple of key things that have
22 been discussed in the past few days. We did talk about
23 the importance of Mr. Wilcox providing kind of a daily
24 wrap-up and, if it's not possible to do it daily, at
25 least at the end of our couple-of-day session so that

1 it's clear to members of the public what important
2 decisions and actions that the Commission has taken,
3 kind of sort out our sometimes very long discussions to
4 concisely summarize what the Commission has actually
5 done.

6 We attempted to do that ourselves for all
7 of our meetings in January, but we want to do that in
8 smaller, more digestible bites. We had some fun
9 discussions on whether this should be done on YouTube
10 video at the end of the day, do something different each
11 time to figure out how to wrap up our meetings.

12 And the other things, oh, you've already
13 been receiving clips, so he will continue to monitor the
14 media so we're aware of what coverage of the Commission
15 activities. And also he is going to get on top of
16 public comments and helping to sort those and highlight
17 important things that need to come to the Commission's
18 attention or need to be responded to.

19 So, with that -- hopefully I didn't steal
20 any of his thunder -- I'm going to turn that over to
21 Mr. Wilcox to talk about our communications strategy.

22 MR. WILCOX: Thank you, Commissioner. That
23 was a great overview. And I want to thank the
24 commissioners on the subcommittee and the public who
25 participated. It was a great brainstorming opportunity.

1 And what I'm going to do now is, with
2 that great overview that the Commissioner gave, is kind
3 of give you a sense of a timeline of what you can
4 expect. First of all, this is -- the communication
5 strategy is basically a public awareness campaign to
6 educate the public to the importance of the
7 Voters First Act, why it matters to them, why they
8 should care, and then to solicit their involvement.

9 Now, you, the Commission, are going to be
10 the ambassadors to the public and basically to the media
11 in communicating those messages. As the Commissioner
12 stated, I will be arranging one-on-one phone
13 conversations, and I would love to have them in person
14 but that's not going to be in this short timeframe. I'd
15 like to have all of those one-on-one phone conversations
16 and basically, as the Commissioner stated, interviews
17 with you about what you're comfortable in doing and the
18 skill set that you have and to train you for media
19 interviews and also public speaking.

20 I will be preparing a five-minute
21 overview for you for talking points. We'll prepare
22 larger materials if you're giving a longer speech, work
23 with you on questions and answers, questions to
24 anticipate that you're going to be getting and those
25 answers. And you will be receiving an email from me on

1 Monday morning asking for your availability. And I
2 think, rather than working off of the calendar, if you
3 could just say what your availability is within the next
4 week to ten days. I'd like to have all of these done
5 before our next Commission meeting because I want to
6 deploy you. I want to get you out there.

7 Part of those opportunities that we will
8 be exploring, number one, are editorial board meetings
9 where you will be sitting down with editor, publisher of
10 a local newspaper, their editorial and opinion writers
11 and columnists and their -- the journalists, the news
12 side, to really set forth what the Commission is doing,
13 again, why this matters to them. Those need to be done
14 very early on to give a context to the work that will
15 come after that.

16 I'm going to be very sensitive to your
17 schedules, and knowing that the education meetings that
18 are going to be scheduled and the input meetings, and
19 that we will piggyback on those. If you're in a certain
20 area, that we will then get you out to those radio, TV.

21 And let me emphasize what we're doing.
22 It's a free media campaign. We don't have the resources
23 for paid media, so we are going to concentrate on all of
24 the opportunities through the internet, through social
25 media, radio, television, print, and community groups to

1 get the word out. And this is throughout every corner
2 of this state. We will be purchasing, when we're able
3 to, a complete database of every media resource in every
4 community, no matter how small, so that we are going to
5 be communicating with them hopefully very, very soon. I
6 will be working off of my very extensive press list,
7 that I have now, to get started. So this process,
8 giving you a timeline, begins Monday.

9 As far as Twitter and the We Draw The
10 Lines Twitter account now, that will be operational with
11 very timely information and tweeting from the Commission
12 meetings so people can follow and they can know exactly
13 what's going on in real time.

14 The Commissioner said about the synopsis,
15 very important that not only the synopsis that will be
16 placed on our website for the public, but to be given
17 out as a communication to the press. Because we have to
18 remember we just can't rely on the internet or the web
19 to communicate, that we want to make sure we get to
20 everyone, and that the media, the print and the radio,
21 are very interested in what we're doing and that we need
22 to communicate with them on a timely basis, in a timely
23 manner. And that will happen at our next Commission
24 meeting. That will take place.

25 So these are the things that are

1 happening within the next couple of weeks. Also I will
2 be talking with the folks that are doing outreach and
3 the different groups that are working with our
4 Commission in how they can help us with the media and
5 with communications so that we're all on the same page.
6 Of course I'm going to be working with our consultants.
7 And I will give you this promise. We are not going to
8 be duplicating anyone's time or any resources. We're
9 all going to be on the same page. It's going to be a
10 cohesive messaging campaign, cohesive campaign and
11 comprehensive.

12 And there are a lot of resources that are
13 out there. Our subcommittee talked about some of the
14 great resources that are out there, like the
15 Redistricting California has a great pamphlet that is in
16 a PDF form which should go on our website. We'll look
17 at certain links to certain groups that should be. So
18 that we're not reinventing the wheel, but that those
19 resources are brought under our umbrella and that
20 they're easily accessible.

21 On the protocol, I think you've covered
22 all of that. And this is not a barrier that you think,
23 well, we have to go through another hoop and why can't I
24 just schedule this interview. It's to also help you.
25 And then I can say, well, these are some of the things

1 that this outlet is looking at and this is where the
2 interviewer or the journalist is coming from and give
3 you resources. And it's also to help the media so that
4 we can be very effective in getting to them and then to
5 the public what exactly they need. So it's to really
6 streamline our process and make it more effective.

7 And then of course what you've said about
8 the public comment and managing that. And I think -- I
9 don't know if I've missed anything, but that basically
10 you will have a report from me in ten days, I guess,
11 again, at the subcommittee, and that a lot of what I've
12 just talked about will be accomplished by then.

13 COMMISSIONER DAI: Do you want to say a little
14 bit more about the website and --

15 MR. WILCOX: Oh, thank you. The website,
16 that's going to be two phases, because of course we've
17 talked about in the last couple of days about getting a
18 webmaster, and we know that we need to totally redesign
19 that site to make it, an overused word, but user
20 friendly and getting that information so that people are
21 comfortable on the site. That's the second phase. The
22 first phase, starting Monday, is retooling the site that
23 we have now and rearranging information and to get the
24 latest information, the news, to the front page and so
25 that when someone comes to our website that they say,

1 "Oh, this is what it is the most important now," or,
2 "This is what has just developed," and easy-to-use tabs
3 and information, and also a portal for people to
4 communicate with us, not only give us input, but if they
5 want to request a commissioner to come speak to their
6 group that you can do that through the website, that
7 there's information. You can do that through calling
8 me. Also that reminds me of the existing database that
9 we're going to grow, people that have opted in to get
10 information, that that will be up and running, again,
11 with timely information to them next week.

12 So all this communication process starts
13 on Monday. You'll be getting an email from me and I
14 will be working with you and we will begin that and I
15 look forward to it.

16 COMMISSIONER DAI: And I just wanted to
17 suggest that Mr. Wilcox also coordinate with the
18 outreach advisory committee so that we can look at if
19 there's duplication of effort in the proposal that we
20 receive from CCP. Because there are probably some
21 things that Mr. Wilcox will be doing directly and it
22 will not be necessary to have CCP to do that. So that
23 would be one thing to help narrow the scope of the
24 grocery list a little bit. So I think that can happen
25 offline.

1 Are there any other thoughts from other
2 members of the public information advisory committee?

3 COMMISSIONER BLANCO: No more comments from
4 the advisory subcommittee.

5 CHAIRMAN WARD: As a member of the committee
6 I'd just like to thank you for the complete wrap-up.
7 And Mr. Wilcox, despite being on hand such a short time,
8 was able to just highlight a fantastic media plan and
9 brings a great deal of expertise that we're very
10 thankful to have to the Commission. And I would also
11 like to thank so many members of the public that were a
12 part of that meeting, fantastic input, and definitely
13 worked right into our discussions and our strategies.
14 So we thank you for all of that.

15 COMMISSIONER BLANCO: Thank you so much,
16 Mr. Wilcox. And I do think it would be great to go
17 through the proposal from the Cal State people, you
18 know, to look at things like the webinar and see whether
19 that's more appropriately our function and we don't need
20 to do it through a contract with somebody else, and the
21 blog that they put in there. You know, they're just
22 things. So I think that will be really great. It could
23 cut back on the costs, and in some ways it really should
24 come from us. So that's one thing.

25 One thing that I didn't hear in the

1 report that I wanted to raise is I think it's really
2 great to establish the protocol of referring media
3 requests to you, having you figure out who is the best
4 person to respond to the request. You know who the
5 reporters are, et cetera, et cetera. Maybe it's best to
6 have somebody who lives here respond to a media request
7 from a paper in their area, that kind of thing.

8 The thing I didn't hear is that I think
9 we need to have some kind of -- and we've talked about
10 this a lot in the past. I don't know if they're talking
11 points or more clarification about what we not so much
12 can say, but what's appropriate for individual
13 commissioners to say so that it doesn't appear that we
14 have individual commissioners portraying business of the
15 Commission as if we had made decisions or that somebody
16 gives an opinion about he or she may want the Commission
17 to proceed and that it gets attributed to the Commission
18 even though it's an individual remark.

19 And I just -- you know, just for the
20 public, in that same vein, there were a couple of -- in
21 the articles I know that came out from the local
22 newspaper here, because I guess the paper has been
23 covering our meetings, there were a couple of comments
24 that were captured by one of our commissioners about --
25 and I talked to Commissioner Yao about this, about

1 the -- about how there was going to be a lot of growth
2 in one particular community, the Inland Empire, and it's
3 going to need greater representation, and that we were
4 going to start with a blank slate in terms of how --
5 that we weren't going to use the existing lines, and
6 that the first draft would be available around June.
7 All of those, I just want to assure the public, we
8 haven't made any of those decisions. We have not
9 arrived at a decision about whether we're going to start
10 with a blank map and build up or whether we're going to
11 take existing maps and adjust population. All of those
12 are decisions, we want to assure you, that we have not
13 arrived at. We have not discussed the Inland Empire as
14 a full Commission, and we haven't really nailed down the
15 date for our first draft other than what you've heard in
16 today's meeting, about working backwards on the
17 timeline. So I want to let the public know that. But
18 it raises the issue that we really need to be careful
19 about portraying things as Commission decisions that may
20 not be Commission decisions.

21 MR. WILCOX: Commissioner Blanco, thank you so
22 much for those remarks. And absolutely. And that will
23 be part of my interviews, my media training with each of
24 you, that we will be going over those points of what the
25 message is. And the message is going to be something

1 that is not going to vary from commissioner to
2 commissioner. We're going to have a consistent, clear
3 and concise message for the public, because otherwise
4 it's too confusing and we won't be successful at trying
5 to do what we're trying to do in engaging the public.

6 As far as the talking points, yes, you
7 will be provided with talking points.

8 And also I was remiss. There was an
9 excellent suggestion, and the subcommittee agreed to,
10 that there are also the points from the Voters First Act
11 that you cannot talk about. And that's important for
12 you to have on a card, for it to be on our website, and
13 also part of the prep when I'm setting these interviews.
14 And the reason for the protocol is the prep for the
15 journalists, for the person that's going to interview
16 you so that you're not in the position -- and you still
17 may be because I'm going to say you can't talk about
18 this and they're going to ask you about it anyway. But
19 I will do my job and say this is what they can talk
20 about and this is what they can't talk about.

21 So those are excellent comments, and we
22 will definitely be doing that, and that will be
23 happening within the next ten days.

24 COMMISSIONER PARVENU: Mr. Wilcox, and to the
25 public information subcommittee, first of all, I want to

1 say this is a fantastic approach and fantastic plan.
2 I'm very enthusiastic about the value that your efforts
3 will bring to this Commission. You know, this is a
4 great approach, and I see you're off and running with
5 this. This is doable, and this is something we can make
6 happen in a tangible way.

7 I want to say, in terms of personal
8 training, having worked as a community outreach
9 specialist for the census bureau, I've had media
10 training. But that was then; this is now. And I'm
11 particularly concerned about, for lack of better terms,
12 I will call them spontaneous engagements, like working
13 with radio talk show where you're open to questions that
14 come from left field, right field, anywhere, and also
15 with newspaper interviews, Q-and-A formats when you're
16 just caught off guard.

17 So your talking points and you're
18 prepping us for those where we have to think quickly on
19 our feet type situations would be highly valuable to me
20 personally as a commissioner, and I think others may
21 feel the same way.

22 Also in the list that Commissioner Dai
23 presented to us I noticed that one subject that came up
24 several times over the past two days, and specifically
25 by Commissioner Aguirre --

1 I hope I'm not stealing your thunder. I
2 see your light is on.

3 -- (continuing) the idea of video --

4 COMMISSIONER AGUIRRE: I've got more thunder.

5 COMMISSIONER PARVENU: Oh, okay.

6 -- (continuing) short clips or video
7 productions, to use the media now, like the YouTube and
8 the Ustream outlets. Maybe each commissioner could have
9 like a five- or ten-minute intro or bio to personalize
10 us to our local and regional communities to let them
11 know that we know their local issues and to put a face,
12 our face, to the community and let them know that the
13 Commission in general, although we're one fourteenth of
14 an entire body, that we represent their issues and we
15 can relate to their local concerns.

16 So those are two ideas I wanted to place
17 on the table.

18 But overall this is a great approach, and
19 I want to thank the public information subcommittee for
20 reaching out to the public and receiving the comment
21 from the people who were there in attendance. That's a
22 great way to interact, and we're off to a good start.

23 CHAIRMAN WARD: Commissioner Aguirre?

24 COMMISSIONER AGUIRRE: Yes, and reinforcing
25 the idea of the integrated nature of all of our

1 activities and that we really should look at
2 opportunities for us to be as much in the loop
3 individually as possible. It looks like we've got five
4 processes working forward, moving forward, and this is
5 really the only opportunity that we have to really share
6 that information. So perhaps we could look at other
7 opportunities, but that's for a future agenda.

8 Secondly, I would welcome participation
9 of staff in the phone conference with the CCP, and
10 certainly with the comments that were just raised about.
11 Perhaps Mr. Wilcox -- you know, and the need to not
12 duplicate services and save some money at the same time.
13 Certainly you would be the mostly indicated individual
14 for that.

15 And then, thirdly, perhaps you could
16 share some very brief comments about your outreach to
17 ethnic media, present networks that you have with them,
18 and then also perhaps some strategies for trying to be
19 as inclusive as we can.

20 MR. WILCOX: Thank you, Commissioner.

21 Yes, included -- when I talk about
22 reaching out to all of the media outlets across this
23 state, a big part of that will be the ethnic media, and
24 that I have had over twenty years of experience with the
25 many different networks that are already out there, in

1 ethnic radio and television and print, and there are new
2 ones that are popping up every day. That's why we need
3 an inclusive database, and that will be part of our
4 immediate outreach, beginning with the ones that we've
5 already identified and working with groups in the
6 communities and statewide organizations that have
7 relationships with the ethnic media and with leadership
8 in the state. Because part of what our subcommittee has
9 also said, that we need to ask others for help to see
10 how they might be able to help us in an outreach. So
11 that is something.

12 And then being mindful. Our subcommittee
13 talked about key languages and what we need to make sure
14 is translated and available. So that conversation has
15 really already begun and we'll continue in the next
16 couple of weeks in establishing that and reaching out.
17 And as diverse as this state is, we have to be mindful
18 that it's just not about major media outlets. It's not
19 about major metro areas. It's about getting out to --
20 and when you're talking about ethnic media, little
21 communities out here that we need to reach and who they
22 are and what language they speak, and also establish so
23 what's the most effective way to reach out to them and
24 how can we do that.

25 CHAIRMAN WARD: The order is Commissioner Yao,

1 then Commissioner Filkins Webber is next.

2 COMMISSIONER YAO: Mr. Wilcox, we needed you
3 last December. I'm glad you're here.

4 A couple things I wanted to address.
5 Number one is you need to publish your cell phone
6 broadly, because reporters need answers immediately.
7 And if they call into the number that's on the website
8 it gets answered by a machine, and that's not
9 communication with the media. So I know with great
10 reluctance on this Commission about letting out our cell
11 phone, that has been very unacceptable to the news media
12 out there. One of the reasons I got above my share of
13 call is, being an elected official, my number is
14 available on the internet.

15 So that's number one.

16 Number two is, the more information that
17 you have available, the more we can depend on it. For
18 example, a five-minute introductory video, if such is
19 available, then in lieu of all of us talking about where
20 we are and so on, we can simply play that video. And if
21 that can be made available, as well as the status of the
22 Commission, again, if those can be made available in a
23 video and/or on paper, then the reporters will be happy
24 to work with those informations.

25 So it's -- communication really is -- I

1 know you understand it already but I think this is
2 mainly for all of us -- is being able to answer people's
3 question in real time. And as much as we'd like to say,
4 "No comments," that by itself -- or, "I can't talk about
5 it," that by itself is absolutely not satisfactory,
6 especially when a newspaper want to talk about their
7 specific region.

8 So we just basically have to do the best
9 we can in terms of whether we can interpret on a
10 personal basis. I know we should never speak for the
11 entire Commission. That absolutely is understood. But
12 at the same time there are a lot of people out there
13 that want a lot of information, and I'm glad you are
14 able to fill that requirement. And I'm glad that we're
15 moving into a proactive communication mode as compared
16 to what we have been doing without you, which is a
17 reactive mode. So I'm looking forward to all the
18 enhancements that you have commented so far, and
19 congratulations to the subcommittee for allowing us to
20 make this big leap.

21 CHAIRMAN WARD: Mr. Miller, did you need to --

22 MR. MILLER: Thank you for the opportunity.
23 Mr. Wilcox, I think you've spoken very clearly to the
24 tasks that you'd like to undertake, but I thought just
25 for the record it might be useful if I could try to

1 summarize and ask you to confirm if this is about right,
2 that the purpose of the training that you anticipate is
3 really solely for the purpose of helping commissioners
4 to communicate to the public about how it can most
5 effectively provide input into this process and for
6 commissioners to speak in the most general way about the
7 Commission's process. The training is just that. It's
8 training; it's not decision-making. And would it be
9 fair to say that I've kind of captured the essence of
10 what you would like to do?

11 MR. WILCOX: Mr. Miller, yes, you have. And I
12 think it's important to make the point that the media
13 training is to more effectively communicate with the
14 public, which means greater information, greater
15 transparency to the public. It's not about
16 decision-making; it's only about messaging and
17 communicating and more effectively doing that.

18 MR. MILLER: And if I could just comment
19 briefly on the statute that we're working with here,
20 since it does give some guidance to the Commission about
21 the nature of its communications, I think it's helpful
22 to have in mind that it speaks not only to the risk, if
23 you will, of an individual commissioner being portrayed
24 as speaking for the Commission when that's not one's
25 intention, but also it does implicate the conduct on an

1 individual basis.

2 For example, let me just use a
3 hypothetical. Hypothetically a commissioner might, in
4 one of these settings, take a position about or even
5 speak specifically to how the work is occurring in a
6 particular district, let's say the Board of
7 Equalization. What we would want to be cautious about
8 is a subsequent lawsuit where as a result of those
9 comments a case could be made that there was a
10 predisposition to an outcome of one way or another with
11 a particular district. And while this is probably not
12 the time to go into this in any depth, I just think it's
13 useful to kind of have that admonition in mind given the
14 language that is contained in the Act.

15 CHAIRMAN WARD: Commissioner Filkins Webber?

16 COMMISSIONER FILKINS WEBBER: Thank you,
17 Mr. Miller.

18 Mr. Wilcox, I have a few questions. I
19 certainly agree that as -- being as involved as we were,
20 at least the first day we were so inundated with media,
21 and I believe that we are ambassadors for this awareness
22 campaign. So I have but a few questions in that regard.
23 I think you had mentioned something about a five-minute
24 overview with talking points, and you had mentioned that
25 you were going to put together these talking points, for

1 lack of a better description, with further instructions
2 regarding what we can discuss and what we can't discuss.
3 Based on the comments that were added to our discussion
4 by Mr. Miller, will you be running by those
5 what-we-can't-discuss issues by Mr. Miller? Because one
6 thing in particular is the broadness of 8253 and how we,
7 quote, define redistricting matters. So I don't know
8 where you're getting this information. Are you going to
9 collaborate with Mr. Miller to guide us in that regard?

10 MR. WILCOX: Absolutely. I am joined at
11 Mr. Miller's side.

12 COMMISSIONER FILKINS WEBBER: Wonderful.

13 The other question I have, in the
14 interest of avoiding duplication of work, you had
15 mentioned that if any of the commissioners may be
16 speaking to a larger group you had said something about
17 having materials available. Now, I know that
18 Ms. MacDonald in her educational workshops apparently
19 has materials available, and given that if we are
20 invited to speak at certain events are you envisioning
21 that the Commission is having its own materials, or are
22 you going to use some of the materials from our
23 consultants?

24 MR. WILCOX: We're going to find every way to
25 collaborate. And this is one of the things, that when

1 we were talking about a five-minute video and you then
2 received a presentation yesterday from consultants about
3 putting together a video, and that's why I'm going to be
4 communicating with our consultants and again reiterating
5 no duplication of resources and that when it is possible
6 whoever is going to be putting together and then when we
7 decide what the materials are and who is going to be
8 producing them, that we are going to be sharing those
9 and using those, the consultants, myself, the
10 Commission. And so when it's determined what those
11 materials are there's definitely going to be shared
12 resources.

13 CHAIRMAN WARD: If I can, as a member of the
14 subcommittee that met, just also chime in and let the
15 legal subcommittee know that another item that was
16 discussed was a card that each commissioner will be able
17 to carry that literally lists the requirements from the
18 Act, or the things that cannot be discussed, per the
19 Act, on it, so that prior to any type of interview or
20 discussion about -- as a member of the Commission, that
21 they can pull that out, give a copy of that to the
22 reporter or person of interest and right there be
23 advised of what is absolutely off the table as far as
24 discussion goes.

25 We use the example of in law

1 reinforcement we always had a Miranda card. You pull it
2 out. You read it right word for word so you don't mess
3 it up so everybody knows exactly what the process was.
4 So the same kind of thing. We'll be putting that
5 through the legal subcommittee as well, again, just to
6 help us, both as media and the individual commissioner,
7 to understand what, per the guidelines, what is and is
8 not discussible.

9 COMMISSIONER ANCHETA: Mr. Wilcox, again I add
10 my appreciation to what you've laid out for us, and some
11 of the work of the subcommittee has been fantastic.

12 I did have a specific question about some
13 of the newer media, in particular the social networking
14 types of media. I know you mentioned Twitter, which of
15 course is becoming increasingly used. I think it's very
16 useful because it's largely a one-way communication.
17 There's no sort of feedback coming on Twitter. There
18 can be exchanges, of course. But with social networking
19 sites like Facebook -- it's not the only one but it's
20 certainly a large, a widely used social networking site.
21 Certainly there's a very large audience there. It tends
22 to be a younger audience. It's not exclusively younger.
23 So I think it's a great way to get information out.

24 But there's also the trade-off in that
25 there are higher expectations with these social

1 networking sites, that you are in fact interacting with
2 whoever, whether it's a friend or whoever is actually
3 looking at your site. There are sort of extra
4 expectations there. And while, again, I think it's a
5 good vehicle for getting information out to people, I
6 want to be clear that if we're going to pursue that
7 route that the ability to respond or to limit what we're
8 going to be able to respond to is matching our
9 resources.

10 MR. WILCOX: Excellent point,
11 Commissioner Ancheta. And from our discussion with the
12 subcommittee is that when we were talking about the
13 existing -- the Twitter feed and our website and
14 retooling, that these are the beginning steps. Because
15 I know that the subcommittee, if we're going to be doing
16 these things, that we're managing them and that we're
17 keeping up with whatever the demand is and also with the
18 real time information, and that the next step, if we do
19 talk about other social networking and other ways to
20 communicate and to receive feedback, that when we enter
21 into those decisions that we are maintaining them.
22 Because the worst thing that we can do, as you were
23 saying, is open up to feedback and not being able to
24 keep up with that.

25 So it's a process. These are the things

1 that will be happening in the next two weeks, and then
2 when I come back before you in ten days we'll talk about
3 where we go from there. But I appreciate those remarks.

4 And also if I could just respond to
5 Commissioner Yao and your great point about making sure
6 that the media can find me and what we're doing with the
7 retooling of the existing website. I'll make sure that
8 my number is on there, and I will be communicating
9 personally with my contacts of over a hundred personal
10 media relationships. But also if you call my office
11 phone now you will get, also on that recording, my cell
12 phone, and it says that if you're the media on deadline,
13 you need to reach me, this is my -- and it's my personal
14 cell phone, and that's the number. Because of course we
15 don't have Blackberries or cell phones through the
16 Commission as of yet. And I will find ways to make sure
17 that I am easily accessible.

18 CHAIRMAN WARD: Commissioner Yao?

19 COMMISSIONER YAO: Is your contact information
20 available on the web today?

21 MR. WILCOX: I'm not sure that it is but it
22 will be Monday.

23 CHAIRMAN WARD: Commissioner Raya?

24 COMMISSIONER RAYA: I have one question that I
25 didn't ask in the subcommittee regarding the database

1 that you talked about purchasing. Is that -- well, I
2 guess my question really is how often it's updated or
3 how up to date the database is that you're going to get.

4 MR. WILCOX: Absolutely. And in looking at
5 the -- and I know this was used yesterday when we were
6 talking about a small community that offers a certain
7 service. There's a very small community that offers
8 very real and up to date. And that's why. It's a
9 software that is updated. Because I can tell you from
10 experience, and especially with the changing media and
11 shrinking budgets, that people are moving around
12 constantly, so we have to stay on top of that. And this
13 will be something that's very up to date and changed on
14 a regular basis.

15 COMMISSIONER BLANCO: I had a question. As
16 part of getting out to the public and letting the public
17 know the business of the Commission and making us a very
18 public body, do you see the work also, your work also as
19 we hold these public meetings, either the educational
20 ones or later on the input meetings, that your office
21 will be helping us let people in those areas know about
22 the meetings so that we get as maximum attendance? Is
23 that partly the thinking?

24 MR. WILCOX: Absolutely.

25 COMMISSIONER BLANCO: Okay.

1 MR. WILCOX: And I think that it was mentioned
2 by the consultants yesterday that I will be the
3 principal person that will be coordinating the media
4 outreach. Because that's a key part of our
5 communication strategy, is the education component and
6 the input meetings and get getting the word out on that.

7 CHAIRMAN WARD: Commissioner Parvenu?

8 COMMISSIONER PARVENU: A quick question to the
9 committee. I know Chairman Ward is one of the members,
10 and I know you are, Commissioner Dai. Who are the
11 others?

12 COMMISSIONER DAI: Commissioner Forbes and
13 Commissioner Raya.

14 COMMISSIONER PARVENU: Okay. But to
15 Mr. Wilcox, you certainly have a great deal of work on
16 your plate over the next few days, couple of weeks. My
17 question ties in with Commissioner Blanco's. As you
18 know, we have our meeting scheduled for the 26th, and I
19 know although we're targeting that towards statewide
20 organizations and larger groups of interest, but also I
21 envision that being open to the public. And there needs
22 to be some -- I won't say needs to be. Perhaps we
23 should try to get some community involvement and other
24 participants from the general public as well. With
25 everything else that you're involved with over the next

1 two weeks, what are we doing specifically to attract the
2 public to that meeting on the 26th with the resources
3 that we now have which now I understand are quite
4 limited. In terms of advertising, marketing, those type
5 of expensive, relatively expensive approaches, what are
6 we doing with the grass roots resources we have?

7 MR. WILCOX: It would be through relationships
8 with the free media. And of course, being in Sacramento
9 and working there and working with the key media in that
10 area, we're very well plugged in. And I wouldn't say
11 our approach is going to be limited in any way with that
12 core media group. But I would like to understand,
13 because I think I have heard a couple of different
14 things about that meeting on the 26th in that is it a
15 meeting to receive input from the public, as I
16 understand it, that they're going to be invited,
17 outreach groups, so I'd like to understand what it is
18 that we will be publicizing.

19 COMMISSIONER GALAMBOS MALLOY: Great. And I
20 think this is also where our interagency contract with
21 CCP will come into play because of their experience
22 having worked on the census. So as we've advertised --
23 this is all available online on the agenda for our late
24 February meeting in Sacramento -- the objective of this
25 session is to give the commissioners a general

1 understanding of the redistricting education and
2 outreach done by citizen-based organizations and groups
3 statewide and the plans of those entities for additional
4 outreach in the future.

5 The goal of this session is not to
6 receive formal community-of-interest testimony.

7 However, as with any open session that we have as a
8 Commission, we have to be aware that the public is open
9 to submit whatever they'd like to submit at that time.
10 However, given we don't have our technical team on
11 board, what will fall to staff to do would be to flag
12 where there are those type of detailed testimony
13 provided so we can loop back to that at a time when
14 we're actually set up to integrate that information with
15 all the rest of the technical data.

16 This event on the 26th, this outreach
17 event was one of the recommendations that we received
18 from our consultants in regards to in each of the three
19 phases of our work together that we would do one
20 statewide hearing and that it would be, again, focusing
21 on these more statewide issues, and it would be an
22 opportunity for groups to actually call ahead or email
23 ahead to schedule an opportunity to make a formal
24 presentation to the Commission. There will also be time
25 for the public, any interested party, individual to come

1 and make comment as well.

2 MR. WILCOX: Thank you.

3 COMMISSIONER GALAMBOS MALLOY: I think as we
4 get closer to that date, as we begin to get -- I know
5 that some groups have already expressed interest --
6 we'll be able to make a rough guess of how many groups
7 are going to present, therefore how we block the days,
8 how much time each group will have to present and
9 therefore how much time the public will have.

10 But I will have it noted, too, we have
11 this meeting scheduled on February 26th, but we also
12 have February 27th, which is a Sunday, blocked as a
13 continuation, depending on how much interest there is,
14 so that way we can accommodate the public.

15 CHAIRMAN WARD: Commissioner Dai?

16 COMMISSIONER DAI: Yeah, I was going to add,
17 just as a reminder to the public and to the Commission,
18 that as part of the proposal that we accepted from CCP
19 that they were going to do the initial outreach to the
20 community-based organizations and Redistricting
21 California and all that, so it will give Mr. Wilcox a
22 little bit of breathing room.

23 CHAIRMAN WARD: At this time I'd like to
24 address the Commission. In our attempts to try to wrap
25 up by 12:00, it doesn't look like we're going to exactly

1 meet that. I'd like to propose that we don't break for
2 the scheduled 12:00 noon lunch break and we continue on
3 with business in an effort to close the afternoon out a
4 little early. Are we good with that?

5 Okay. Then let's move forward at this
6 time.

7 MR. MILLER: There was one request from a
8 member of the public to speak to this issue.

9 CHAIRMAN WARD: Absolutely. The floor is
10 yours.

11 AUDIENCE MEMBER: Bill Robinson from West
12 Covina, California. I'm not a big fan of action-only
13 minutes, but I notice you have a detailed transcript
14 going on here. And as a basis for your media discussion
15 I think that maybe you could take this record and
16 produce a synopsis of reasonable length and use that as
17 a basis of your communication with the media. If you
18 could turn it around in 24 hours and -- instead of
19 relying on each of the fourteen of you to produce their
20 own version in their own mind, you can let the official
21 or semi-official record act as a vehicle for the, and
22 the basis of your discussion with the media on the
23 ongoing Commission business. These are fairly open
24 discussions, and I think this semi-official record --
25 there's things called information clouds and fact clouds

1 where you can rapidly turn around a summary of your
2 business and use that as a basis of your discussion with
3 the media. And I think the legal consequences, because
4 it's a record that's produced by the whole Commission,
5 are probably less than if each person tries to do their
6 own spin. Thank you.

7 CHAIRMAN WARD: Thank you.

8 Is the advice of staff, did we have
9 several members of the public that wanted to address the
10 Commission at this time?

11 MR. MILLER: I just received one note with a
12 request. I was conveying that. There may be others who
13 wish to speak.

14 CHAIRMAN WARD: Okay. Very good. We'll go
15 ahead and take public comment at this time specifically
16 regarding the communications outreach subcommittee.

17 AUDIENCE MEMBER: I want to speak on another
18 subject. Will there be a separate comment period later?

19 CHAIRMAN WARD: Yes, sir. Thank you so much.
20 Yes, the general public comments are available at the
21 beginning and end of each session. And let me just
22 explain. The only reason we don't open it up to the
23 floor throughout the process and after each topic is
24 because as the crowd continues to grow and grow it would
25 literally make it impossible to get through the day. So

1 we have blocks of time scheduled in the morning before
2 we even start to --

3 AUDIENCE MEMBER: I just wanted to be sure
4 that I was going to be able to speak again.

5 CHAIRMAN WARD: We want to hear from you, yes,
6 sir, absolutely. It's just a precedent we don't want to
7 set of opening the mike each time, because then we would
8 literally never get business done. But we can't wait to
9 hear from you, sir. Thank you.

10 Okay, let's go ahead and move forward to
11 the budget committee, please.

12 Commissioner Dai, again?

13 COMMISSIONER DAI: Apparently I got
14 volunteered to do this one, too.

15 CHAIRMAN WARD: Lucky us.

16 COMMISSIONER DAI: Let me bring up my notes
17 here. So this is the report from the finance and
18 administration advisory committee. We started our
19 meeting with a quick discussion on check-in about our
20 charter, and we really see ourselves as kind of the
21 business management committee for the Commission, and
22 our job is to ensure that the Commission has adequate
23 resources, both financial, personnel, and other.

24 So in terms of actual business, a lot of
25 this information has already been shared with the full

1 Commission through our executive director's report, so
2 just a couple of highlights. One of the things that
3 became clear is that we are under a pretty tight
4 deadline to put a proposed budget together so that we
5 can release the budget augmentation from the legislature
6 and also request any additional funds that we may need.
7 It was noted that obviously this depends on the work of
8 several other advisory committees, so our ability to
9 pull that together is limited until we have reasonable
10 budget assumptions. We have actually received quite a
11 bit of information now from both the technical and
12 outreach advisory committees.

13 So the staff is working very hard on this
14 to try to pull estimates together, estimates of what
15 some of our expert consultants are going to cost, for
16 example, the Voting Rights Act attorney. You know,
17 there have already been estimates put together for IT
18 services and other contracted services, and now we have
19 some estimates from the outreach committee as well. So
20 all of these are going to be pulled together.

21 As you might guess, that number is going
22 to exceed the budget that we've been allocated, so we
23 will be going to the legislature to ask for more money.
24 We just need to put a solid plan together so that it's
25 something that's very defensible, that we can go with a

1 very solid "ask." Mr. Claypool is working very hard on
2 that. There was actually a deadline from the Department
3 of Finance to make that request that we have received an
4 extension on, for obvious reasons. We need to pull that
5 information and have it be solid as possible before we
6 submit that.

7 One thing I'd like to note for the public
8 and for the Commission is that our work is going to fall
9 into two fiscal years. So there will be a request, and
10 if we don't get the full request it would be the
11 opportunity to make a request for the next fiscal year.
12 So that's something that Mr. Claypool will be looking at
13 as well.

14 Another big part of the discussion, which
15 most of the Commission is already aware of, is the fact
16 that Mr. Claypool still has not received his delegated
17 authority from the Department of General Services,
18 leaving us with \$100 to our name. So that is being
19 addressed as much as we can through staff. And we did
20 make the suggestion that a letter from the Commission go
21 to the Governor, if necessary. We have now, since then,
22 received clarity that the holdup is actually the hire of
23 the budget officer, and I believe we removed one of
24 those roadblocks for Mr. Claypool in increasing the
25 salary range for that, and so perhaps that might be

1 resolved on its own soon. If not, we stand ready to
2 send a letter to the Governor to ask for intervention.
3 And we agreed that our incoming chair,
4 Commissioner Galambos Malloy, would be the appropriate
5 signatory for that letter as needed.

6 And then finally another big part was
7 discussion about the fact that this advisory committee
8 is the closest thing we have to an HR department, so we
9 wanted to set up a protocol and process to provide
10 formal feedback to our executive director. There are a
11 lot of balls in the air. We have to make decisions
12 quickly, and a lot of stuff happens in between our
13 meetings. And so we actually checked with Mr. Miller on
14 whether we could go into closed session so that we could
15 provide that feedback to Mr. Claypool, and he advised us
16 that that was certainly within our rights as an advisory
17 committee.

18 So one of the things that I just want to
19 throw out to the Commission as a whole, you know,
20 whether this is something that everyone is comfortable
21 with, that the three of us who are on this committee --
22 and that would be Commissioner Galambos Malloy,
23 Commissioner Yao and myself, be kind of the formal
24 conduit for any regular feedback for the executive
25 director so that we can continue to be a lean and

1 efficient machine and do any of course corrections as
2 necessary. So that's something I'd like everyone to
3 think about.

4 Commissioner Yao pointed out that if the
5 advisory committee goes into closed session, then
6 actually technically we can't discuss anything that we
7 talked about to other commissioners either. So that's
8 something to consider. The alternative is to do
9 feedback in a closed session of the entire Commission,
10 which can be little bit unwieldy, perhaps. So if you
11 feel comfortable funneling feedback to a member of the
12 finance and administration committee and we can continue
13 to provide that function on behalf of the Commission,
14 hopefully that's okay. But I'd love to hear some
15 feedback on that one point.

16 Then just a couple of other things that
17 we took on. One is that we would like to have regular
18 discussions about our burn rate, and that's something
19 that the finance and administration advisory committee
20 will look at every time that we meet. Right now we know
21 it's under \$100, so there was not a lot of discussion
22 after that. But moving forward we're going to be
23 spending large sums of money and we want to make sure
24 that we're within our budget when that's finally
25 submitted. So that's something that we will take on.

1 The other thing that we'll look at is
2 looking at also commissioner per diems. You know, staff
3 will continue to manage that and make sure that each
4 commissioner gets paid the per diem. But it is
5 something we want to keep an eye on. That is
6 information that is available to the public, and we
7 would just like to make sure that staff is not in an
8 uncomfortable position of managing us, so that we are
9 managing ourselves on our own expense to this entire
10 effort.

11 Commissioner Yao,
12 Commissioner Galambos Malloy, do you have anything to
13 add to this?

14 COMMISSIONER YAO: We really are in a very
15 early stage of the game in terms of managing the budget.
16 As you have all seen, we just got the first cut of the
17 schedule today, and if you were here over the last
18 couple days we got input as to what each of the
19 subcommittee is thinking of, and also starting to get
20 input from the contractors who the proposal is to, how
21 much the outreach activity is going to be costing.

22 So even though we have a total budget in
23 our name of approximately two and a half million
24 dollars, the simple fact is we don't even know how much
25 we have spent because we don't have a budget officer in

1 place at this point in time. So that by itself is
2 problematic, and hopefully by the next time we meet that
3 problem will be solved.

4 And I want to reemphasize the fact that
5 when we want to go out there for as little as buying
6 Microsoft Word software for staff to put it on the
7 computer, we have not been able to do that because it
8 has to go through that State procurement process before
9 we can spend that money. That two and a half million
10 dollars, even though it's in our name, we have not been
11 able to write checks to make those procurements. And
12 we're struggling to work with the State system to make
13 that all happen.

14 So these are all part of the start-up
15 issues that we have. And as much as all of us want to
16 define the budget, define a budget plan, define the burn
17 rate, define all these things, we are really struggling
18 to make it happen. So we do understand the requirement
19 and we are proceeding to make that happen as soon as
20 possible.

21 CHAIRMAN WARD: Thank you.

22 Commissioner Barabba?

23 COMMISSIONER BARABBA: Yes. Relative to the
24 question raised about going into the private session, in
25 the spirit of all the discussions we've had for the last

1 several days, I have every confidence that you'll know
2 when to bring it to the full Commission for a private
3 session. But on some of these matters I know it's just
4 so important that we get the decision made, so I'm quite
5 comfortable in acknowledging your desire to have closed
6 meetings when appropriate.

7 CHAIRMAN WARD: Commissioner Galambos Malloy?

8 COMMISSIONER GALAMBOS MALLOY: Thank you.

9 Thank you for your summary. Very excellent there.

10 Two things I would add. One is just an
11 expansion on the thought behind our putting in this
12 letter to the Governor's office a request essentially
13 for them to intervene on our behalf regarding
14 Mr. Claypool's delegated authority. We will be working
15 to draft that letter ASAP, I'm assuming on Monday.
16 There may be some communication that needs to happen
17 even beyond that letter, potentially myself as acting
18 chair going to the Governor's office with Mr. Claypool,
19 making a phone call, whatever that is, and I just wanted
20 to put that out so the Commission is aware of that.
21 Many other State agencies have been involved and asked
22 to intervene on our behalf to no avail, and so we really
23 want to give it this final push to see if we're able to
24 get some traction with the Governor's officer.

25 The second point I'd like to loop back to

1 was regarding how we can -- as much as we established a
2 process regarding how we create the agendas for any
3 given Commission meeting, how we can create a process
4 for moving any financial considerations that are
5 bubbling up from the other advisory committees and
6 direct them so that the finance and administration
7 committee, so that it's not the first time at our full
8 Commission meeting when we hear the report out that
9 we're able to deal with some of these considerations.
10 So this is something that occurred to me after we had
11 already had our advisory committee meeting.

12 My question is whether it would be
13 reasonable to ask the other advisory committees, say, 24
14 hours before we have our official subcommittee days if
15 you could flag any pending questions, issues related to
16 finance and administration to one of either myself,
17 Commissioner Dai, or Commissioner Yao. That would be
18 much appreciated and enable us to move forward on our
19 advisory committee much more efficiently.

20 CHAIRMAN WARD: Jodie, I've got you on radar.
21 Can I pass this to Kirk for a response, please.

22 MR. MILLER: Members can communicate with one
23 another but must be mindful of the rather strict
24 restrictions on that. If one member of a subcommittee
25 wishes to pose a question to another subcommittee member

1 to ask them to focus on a particular issue, they can do
2 that. What is not provided, however, is if it becomes
3 more commissioners than that being involved in the
4 process. For example, if two committee members, two
5 from each of two committees were to meet for that
6 purpose, that potentially creates another advisory
7 committee. That makes it what we call a slippery slope.
8 So such communications are best limited to one to one
9 and then that subject matter brought to the public
10 meetings so that any of those discussions are made
11 available to the public.

12 CHAIRMAN WARD: So at this time the
13 recommendation from the budget subcommittee on how to
14 accumulate budget data from the other subcommittees
15 passes your review.

16 MR. MILLER: I'm not sure I understand the
17 exact proposal. If one person wishes to speak to
18 another to inform of issues that are important and want
19 them to be discussed and are otherwise properly
20 agendized, that package is satisfactory.

21 COMMISSIONER GALAMBOS MALLOY: So let me
22 clarify. I think much in the spirit as how we are
23 trying to both provide the public with adequate two
24 weeks' notice on what our agendas will be and then also
25 expand in a much greater level of detail as we get

1 closer to the meeting and have more information on how
2 those agenda items will be fleshed out, that's the
3 spirit in which I'm making this suggestion. So, for
4 example, our finance and administration advisory
5 committee, we currently have a standing objective, going
6 into our next meeting, which includes budget and budget
7 augmentation, staffing and personnel, information
8 technology, facilities, and management of personnel and
9 equipment contracts.

10 So if any member of the other advisory
11 committees has a more detailed -- within those agenda
12 items we have any sort of detailed considerations, that
13 they can put those to either Commissioner Yao, myself,
14 or Commissioner Dai, and then we can bring that to the
15 full advisory committee in our open session when we meet
16 preceding our normal business meetings.

17 MR. MILLER: The Act requires that the public
18 be reasonably informed of the subject matter that's to
19 be discussed at the meeting. So if you have, for
20 example, scheduled a discussion of the budget and
21 there's a particular budget item that properly falls
22 under that category, I think you've complied with the
23 Act.

24 COMMISSIONER GALAMBOS MALLOY: Thank you. And
25 if there are ever things that are brought to us that do

1 not fit within our published agenda, we will note those
2 for a future meeting.

3 COMMISSIONER DAI: So I just wanted to follow
4 up on Commissioner DiGuilio's suggestion, which is that
5 each of the other committees pick one of us as a liaison
6 so that we don't get into any potential violations.
7 Because the finance and administration committee is only
8 three people, so two of us is already a majority. So
9 maybe -- I think that was a good suggestion. So someone
10 from outreach should contact one of -- you know, so I
11 wonder if we want to just assign a representative of the
12 finance and administration committee to be the liaison
13 to each of the other committees.

14 COMMISSIONER FILKINS WEBBER: Who is it?

15 COMMISSIONER DAI: Well, that's what I'm
16 saying. So you can pick one of us and we can spread
17 this around.

18 CHAIRMAN WARD: Can the subcommittee make that
19 recommendation and then just forward it to the rest of
20 the Commission?

21 COMMISSIONER DAI: Yes.

22 CHAIRMAN WARD: Commissioner Filkins Webber?

23 COMMISSIONER FILKINS WEBBER: Two questions.
24 The only reason I suggest the possibility of somebody
25 volunteering is that it sounds as if we're going to be

1 discussing this budget for CCP. I think you might need
2 that information right away, and with the information we
3 might have from legal for VR retainer, or
4 Voting Rights Act attorneys. Can you designate somebody
5 now? And I don't know that it necessarily should be
6 rotating, because if we need to have an immediate
7 communication.

8 COMMISSIONER DAI: Yes. No, we'll figure it
9 out.

10 COMMISSIONER FILKINS WEBBER: Okay.

11 The other question that I had, you had
12 mentioned -- and now that I noticed the full title of
13 your subcommittee is finance and administration, you had
14 said that you had discussed HR protocol. Did you come
15 up with a protocol or was it just something that you had
16 addressed in your subcommittee?

17 COMMISSIONER DAI: So the protocol I
18 suggested, which Mr. Barabba had concurred --

19 COMMISSIONER FILKINS WEBBER: Oh, see. Okay,
20 I understand.

21 COMMISSIONER DAI: -- was that we be the
22 conduit. So if you have feedback -- first of all, any
23 one of us can call any staff member for any reason, as I
24 understand it, Mr. Miller. So I mean if you have
25 immediate feedback, you know, don't go through us. But

1 if it's something that -- you know, we don't want to
2 have -- you know, some reasoned thought process or, you
3 know, if it's something that you think is a pattern,
4 then that's something that you would want to probably
5 run through to us.

6 COMMISSIONER FILKINS WEBBER: Then, to be in
7 compliance with the law, I would assume that the single
8 liaison that will be designated for that committee would
9 be the appropriate person for personnel, and obviously
10 if it rises to a level that needs immediate
11 administrative attention. Thank you.

12 CHAIRMAN WARD: Commissioner Raya?

13 COMMISSIONER RAYA: I would like to thank the
14 finance and admin committee for raising this issue about
15 a way to relate the activities of each committee,
16 because that was something that I think has been
17 frustrating. We've been hypervigilant about complying
18 with Bagley-Keene to the point where, you know,
19 sometimes I think all we talk about is what we're having
20 for our next meal. So I'm just glad to know that we
21 have some system defined where we can have that
22 inter-related communication, and I think it will make
23 our committees more effective.

24 My second point is, can we agree on a
25 uniform title or name for these? We have variously been

1 committees, subcommittees, and advisory committees, and
2 I don't know which of those -- but I think we should
3 stick to that so it's clear to the public, when we're
4 referring to them, who is actually taking action.

5 CHAIRMAN WARD: I think that's a fantastic
6 question and I think it's one we need to address. We're
7 going to do, just like yesterday, a little hot wash on
8 the -- we did the subcommittee process yesterday and
9 we'll do the reporting process today, and maybe we can
10 firm all of those up at that time if that's okay with
11 you, Commissioner Raya.

12 Anything else from the subcommittee?

13 Commissioner Blanco?

14 COMMISSIONER BLANCO: If we're done with the
15 report from the meeting, I had something that I think
16 falls under the finance section of the agenda.

17 CHAIRMAN WARD: Sure.

18 COMMISSIONER BLANCO: And I did talk to the
19 Chair about this, the member of the advisory committee.

20 I was very concerned yesterday when Karin
21 MacDonald brought up the issue that the legislative
22 funding for the Statewide Database, which is located at
23 UC Berkeley and which is really -- it's located there
24 but it was actually set up by the legislature -- it gets
25 funded by the legislature specifically to serve the

1 purpose of redistricting every ten years. And in fact
2 members of the public can use it. It's not a Berkeley
3 database. It's the legislature's database for us to be
4 able to do the work that we're doing and for the public
5 to be able to participate in the redistricting process.
6 I was very concerned to hear that the University of
7 California office of the president had actually taken
8 that line item, that budget, and appropriated it for the
9 office of the president of UC and that the
10 Statewide Database has no money with which to do its
11 work, which is our work, and which is going to really
12 affect our ability to do what we have to do. If they do
13 not have the funding, they literally will not be able
14 to -- Karin in her capacity to make those, that data
15 available and do all the technical work that they do
16 with that database, she's funded through that as
17 director of the Statewide Database.

18 So I know this is -- we're already doing
19 a letter to the Governor trying to get him to help us
20 get the money from the legislature. I would like to
21 suggest that we also send a letter to the university of
22 the office of the president, UC president, indicating
23 that this is not an appropriate -- that these funds
24 belong to the State, to the public, to the
25 Statewide Database, and not to the

1 University of California office of the president, and
2 that we need it in order to do the business of the
3 Commission, and try and get that money back to where it
4 belongs.

5 Now, I know that we need to, you know,
6 tie up the loose ends, find out exactly what happened,
7 where it is, and, you know, look at the legislative
8 language for when the budget was set up. But they have
9 every year -- I know this and I think Commission Barabba
10 does, too. Every year the legislature releases a
11 certain amount of money to the Statewide Database so
12 that they can keep augmenting it with the different
13 data. Now they have to input the census data into that,
14 and they don't have the money because of this decision
15 the office of the UC president has made.

16 So I'd like to move that we -- well, I'd
17 like to move that we communicate, we can discuss the
18 form, but that we communicate the urgency of releasing
19 that money to the Statewide Database, the legislature's
20 money to the Statewide Database, to the office of the
21 president of UC.

22 CHAIRMAN WARD: Commissioner Filkins Webber?

23 COMMISSIONER FILKINS WEBBER: Well, there's a
24 motion on the floor. I don't know if anybody is going
25 to second it. No.

1 COMMISSIONER BARABBA: Before the motion is
2 put in place you might want to get a report from the
3 executive director as to the status of what currently is
4 going on.

5 CHAIRMAN WARD: Mr. Claypool?

6 MR. CLAYPOOL: Thank you.

7 Commissioner Blanco, in speaking with
8 Karin, I believe that that issue has been resolved, that
9 there was a resolution insofar as the transfer of the
10 funds and that the legislature, actually speaker's
11 office, had stepped in and had a conversation. I need
12 to verify that. It was my understanding that that's the
13 case and, with your permission, I'd like to get back to
14 you to get verification on that.

15 But at this point I think the only
16 concern after that for Ms. MacDonald was that the issue
17 of actually contracting through was -- with UC was an
18 issue just because of the way they structure the
19 contracts and so forth and add on overhead. But as far
20 as the actual transfer of the monies, it was my
21 understanding that there was a resolution just recently.
22 But I'll verify that.

23 COMMISSIONER BLANCO: Please. Because I know
24 the other contracting issues with UC that she raised,
25 but it seemed to me she had raised both issues. And

1 unless something got resolved yesterday after the
2 meeting, she appeared to believe it was still a problem
3 as of last evening.

4 MR. CLAYPOOL: Okay, and so I need to verify
5 that. I can only say that, in speaking with a member of
6 the speaker's office, when they were referring to the
7 database they had indicated that there was going to be
8 an immediate resolution before we came, and then when I
9 spoke with Karin that was my understanding as well.
10 But, with your permission, I'll report back to both
11 Commissioner Galambos Malloy and Commissioner Filkins
12 Webber, as our next Chair and Vice Chair, and I will
13 ensure that you're cc'd on that conversation as well.

14 CHAIRMAN WARD: Commission, we're receiving
15 hate mail at this point, not having a bio break. So
16 we're going to go ahead and take a five-minute bio break
17 and be back in five minutes.

18 COMMISSIONER ONTAI: Let me ask one more
19 question first. Dan, when you make an inquiry could you
20 also find out if that amount of money is part of that
21 two and a half million dollars or is that outside of our
22 budget?

23 MR. CLAYPOOL: No, I can assure you that that
24 money that's transferred to the Statewide Database, as
25 Commissioner Blanco had stated, is transferred every

1 year. It's a stipend for that. That's their
2 responsibility under the requirement to provide the
3 Statewide Database to us. That's not in our budget.

4 (Recess from 12:08 p.m. to 12:21
5 p.m.)

6 CHAIRMAN WARD: Okay, let's take our seats and
7 get back to business.

8 I'd like to just make a quick statement
9 for the public. We're pushing forward as fast as we
10 can, and pursuant to Bagley-Keene we're anxious to open
11 up the microphone for public comment. We're anxious and
12 excited to receive your feedback. I made a mistake in
13 protocol and opened it up earlier, and my apologies for
14 that. But the protocol as lined out by Bagley-Keene and
15 Robert's Rules of Order require that we open up that
16 microphone at the beginning and the end of each session,
17 so hopefully that will be forthcoming relatively
18 quickly. We'll do our best.

19 At this time we left off with the budget
20 advisory committee, and we want to see if there's
21 anything left for that.

22 COMMISSIONER BLANCO: Mr. Chair, I had made a
23 motion about a letter to the office of the president of
24 UC. I'm going to withdraw that motion. I think
25 Mr. Claypool is going to check to see what the status

1 is, and then we can proceed after that.

2 COMMISSIONER FILKINS WEBBER: I had one
3 further comment on that issue before we took our break,
4 because I do feel it is absolutely necessary for the
5 public record as well as giving due consideration to our
6 budgetary concerns. But pursuant to Government Code
7 Section 8253, subsection B, it specifically mandates
8 that the legislature shall take all steps necessary to
9 ensure that a complete and accurate computerized
10 database is available for redistricting.

11 So, if anything, I would have cautioned
12 against the motion that was considered for the floor
13 about going to the office of the president or the
14 regents, because I feel that the mandate under the
15 Voters First Act is that the legislature shall take all
16 steps necessary, quote unquote. And if that means any
17 other legal action to force the regents, or the office
18 of the president to make the Statewide Database
19 available, it would be the legislature to do so. And I
20 just want to make that for the record.

21 MR. CLAYPOOL: And I'd like to say that
22 that's -- in the two meetings I've had with
23 representatives of the legislature who came over to
24 discuss specifically the Statewide Database as well as
25 provision of software to the public for education, that

1 they were very aware of the situation in Berkeley and
2 stated that they were working on it and were aware of
3 their responsibilities to provide the software databases
4 to the public.

5 COMMISSIONER FILKINS WEBBER: Wonderful.

6 COMMISSIONER GALAMBOS MALLOY: So following up
7 on our previous conversation over the break, we did
8 assign, between each of the advisory committees, a
9 liaison to the finance and administration advisory
10 committee, so they are as follows:

11 Commissioner Aguirre will be liaising
12 with myself, Commissioner Galambos Malloy.

13 Commissioner Dai will be liaising with

14 Commissioner Dai on the public information topics.

15 Commissioner Filkins Webber will also be liaising with

16 Commissioner Dai so she doesn't go too crazy on her own

17 over there. And Commissioner DiGuilio will be

18 liaising with Commissioner Yao.

19 So what I will do, following up from this
20 meeting, is to update our subcommittee roster so that
21 it's clear, not just the membership on each of the --
22 excuse me, the terminology "the advisory committee
23 roster" -- so that it's up to date and that it also
24 reflects the liaisons to the finance and administration
25 advisory committee.

1 The final point, which was much more
2 minor, where we did give some feedback to Mr. Claypool,
3 was that we requested, given how fast things are moving,
4 that on the weeks where our Commission is not meeting
5 that he could provide -- to err on the side of more
6 communication rather than less with the rest of the
7 Commission. And so where there might be items of
8 interest, much as -- the type of things he talks about
9 in his executive director's report, for example, our
10 business cards are ready on X day, or the Blackberries,
11 that type of thing, that he will be making an effort to
12 just send out little regular updates or communications
13 to the commissioners in between our open sessions.

14 MR. CLAYPOOL: Absolutely. And that was what
15 we discussed. And as we started up there was a lot to
16 do, and so we forgot at the office that we needed to
17 tell the bosses what we were doing. And so we have
18 every intention from this point to keep you informed.

19 I'd also like to note that I just
20 received a message that the issue with UC Berkeley has
21 been resolved for the current budget year, that
22 according at the legislature they do not believe funding
23 will be a barrier to the ability to deliver the database
24 on time or ahead of time to the Commission.

25 COMMISSIONER GALAMBOS MALLOY: Thank you.

1 CHAIRMAN WARD: Any other items from the
2 budget advisory committee, budget and administration?

3 COMMISSIONER DAI: Just that it's called the
4 finance and administration advisory committee.

5 CHAIRMAN WARD: Finance and administration
6 advisory committee, very good. Okay, great.

7 Let's move forward at this time to the
8 next item, is the schedule for March. Vice Chairman,
9 you had some comments on that, correct?

10 COMMISSIONER GALAMBOS MALLOY: Yes, I do.
11 After reviewing the schedule online, and also trying to
12 anticipate that at some point in March we are going to
13 begin these educational meetings, the jury is still out
14 on exactly what those meetings will look like, when
15 they'll be scheduled, how many commissioners we'll want
16 to have at each of those meetings.

17 I have a recommendation on when we would
18 schedule our next business meeting for. In looking at
19 the calendar during this session we have talked about
20 the idea of holding a one-day or partial-day meeting on
21 the 4th, which would be focused on the legal
22 subcommittee, the legal advisory committee, and there
23 may be also need to have some feedback regarding
24 responses to the RFP that we'll be putting out for
25 outreach and for our technical consultants and for input

1 hearings. With that in mind, we will be meeting the
2 last week of February from the 23rd for our advisory
3 committees; the 24th and 5th for our normal, full, open
4 session business meeting; the 26th where we'll be having
5 our first statewide educational input hearing; and
6 potentially the 27th depending on demand for that
7 meeting which will be starting on the 26th. March 4th,
8 I'll kind of leave that. We still have some time to
9 notice whether or not that will happen, but it will be
10 very specifically focused around those two items if it
11 does occur.

12 With that, I'd recommend our next general
13 open session to take place starting March 10th, which is
14 a Thursday, that we would have the 10th through the 13th
15 reserved for our next full open session business
16 meeting, knowing that we may be able to release some of
17 those dates as the dates grow closer.

18 COMMISSIONER FILKINS WEBBER: Were you
19 considering that Thursday, the 10th, would be our
20 customary advisory committee meetings?

21 COMMISSIONER GALAMBOS MALLOY: Yes, that is my
22 intention. And the reason for that is, when you look at
23 the calendar, we have three commissioners on the 9th who
24 would not be able to participate. So the dates I'm
25 suggesting reflect the most commissioner participation

1 possible. When we look at Friday, the 11th, we have
2 full commissioner availability, which is ideal for
3 taking up many of the decisions we'll have to deal with.

4 COMMISSIONER DAI: Commissioner
5 Galambos Malloy, I have a question. For the session on
6 the 4th, which we understand may or may not happen, is
7 that the intention just for the legal subcommittee to
8 meet, or should other Commission members be available?
9 Because they will not be able to take action unless I
10 think we have a supermajority, potentially.

11 COMMISSIONER GALAMBOS MALLOY: Let me defer to
12 someone from the legal advisory.

13 COMMISSIONER FILKINS WEBBER: I need to take a
14 look at the dates, but our intention was, through
15 Mr. Miller and the communications that were going to go
16 on between Commissioner Blanco and Commissioner Ancheta
17 coordinating, we were just going to get back together,
18 as I understood it, to discuss the potential for
19 Voting Rights counsel and what type of response that we
20 have received and how we were going to present it. And,
21 again, so it was solely intended to be a meeting that we
22 could get together, providing we had information that we
23 were going to get. So I guess I could count back,
24 myself, as to when the last day would be necessary for
25 us to provide notice for that meeting.

1 COMMISSIONER GALAMBOS MALLOY: And the
2 addition I would add to that is we were looking at that
3 date as a holdover date in the event that we did not get
4 the full range of responses to our RFP in time to make a
5 decision about our technical consultants by the close of
6 our business meeting that will be ending that last week
7 of February. And so while it might not be needed for
8 all of us to be at your legal advisory committee, we may
9 want to go ahead and sort out what hours of the day the
10 legal advisory committee would be meeting versus what
11 hours of the day we would tentatively reserve for
12 reviewing the RFPs in order that we'd actually be able
13 to take action that day.

14 CHAIRMAN WARD: Commissioner Yao wants to
15 chime in.

16 COMMISSIONER YAO: Unless you agendaized the
17 meeting already, it's too late. We do not have fourteen
18 days.

19 COMMISSIONER FILKINS WEBBER: Yes, we do. I
20 was just counting it up. We have February 17th,
21 February 18th. I don't know how staff was counting it
22 officially. So I think we would have a good idea as to
23 the progress of the RFP by that time, so we could put it
24 tentatively on notice for, just as you had suggested,
25 RFP consideration for the general session, and if that

1 would be even later in the day that's fine. And then by
2 then we'll also know how we're going with the progress
3 of anyone responding to our Voting Rights attorney
4 solicitation, so we would have enough time to notice it
5 next week.

6 COMMISSIONER YAO: Fourteen days from March
7 4th would have been February 18, and that was yesterday.

8 COMMISSIONER DAI: No.

9 COMMISSIONER GALAMBOS MALLOY: No.
10 Commissioner Yao, according to the calendar I'm looking
11 at, we're at February 12th today, of 2011.

12 COMMISSIONER YAO: My apology.

13 COMMISSIONER GALAMBOS MALLOY: Very good.

14 So I would suggest at this point if
15 commissioners could just place a hold. If you are
16 available on March 4th please place a hold because we
17 may need to take action that day regarding responses to
18 our RFP. And the second piece would be any discussion.
19 My recommendation is that we reserve the 10th through
20 the 13th as our next formal full open session.

21 COMMISSIONER RAYA: I just have one comment
22 about the possible March 4th meeting, and that is to
23 schedule the starting time so that we can fly in that
24 morning. There are plenty of flights. We can get out
25 almost anytime at night, but it's harder to get in in

1 the morning on time.

2 COMMISSIONER DAI: I have an additional
3 question. Since I believe we will lose two of our
4 republicans on that day, it would require a 100 percent
5 vote of the remaining republicans to have a
6 supermajority vote. So I just want to note that that's
7 a little risky to have it on that day and that there
8 are -- the 2nd and the 3rd actually look better. So we
9 have some time to make that decision, but that might be
10 something to consider.

11 COMMISSIONER GALAMBOS MALLOY: For the legal
12 advisory committee, do you have any opposition to us
13 looking at the 3rd if we were going to try and group
14 these meetings together?

15 COMMISSIONER FILKINS WEBBER: We're only
16 looking at what we would -- I don't think it would
17 probably be a problem. I thought we might have
18 discussed this.

19 COMMISSIONER BLANCO: Yes, I think that's
20 fine. And as long as we get the notice in on time the
21 Thursday would be good. But that means everybody would
22 move up, right? We'd move everything up to the 3rd.

23 COMMISSIONER BARABBA: I can make the 3rd.

24 COMMISSIONER BLANCO: It says here you can't.
25 You have "no" on the 3rd.

1 COMMISSIONER GALAMBOS MALLOY: Mr. Claypool,
2 do you have any sense as to what the availability of the
3 space that we would need to use for that day would be,
4 what time we could have access to it?

5 MR. CLAYPOOL: Kirk has actually pointed out
6 that we can use our space within our offices as long as
7 we properly notice it there, and we would have enough
8 space. However, I will also say that the very
9 magnanimous offer from the legislature was anytime we
10 needed space, and I believe for these meetings that we
11 could have space available there. So space will not be
12 an issue.

13 COMMISSIONER BLANCO: So, Commissioner
14 Galambos Malloy, I had a question. So on the -- I think
15 we'll figure out the 3rd, and I'm really glad to hear
16 you can make it. For the subsequent meeting that you're
17 proposing, the three-day meeting Thursday, Friday,
18 Saturday, March 10th through 12th, well, it looks like
19 you're also suggesting Sunday, so are you proposing a
20 combination of -- that this is when we would have our
21 first education meeting?

22 COMMISSIONER GALAMBOS MALLOY: What I'm
23 proposing is putting some dates on the calendar so we
24 have them available to us as we need them. I would
25 prefer not to dictate -- given that we are not yet to

1 the point where we need to put it on the calendar, I
2 would rather not say it is going to be an educational or
3 exactly what the nature of how we'll use those days are.
4 I think in very short time we will have a better sense
5 of what the March and April schedule are going to look
6 like around the educational events.

7 Is that a fair assessment, Commissioner
8 Aguirre?

9 COMMISSIONER AGUIRRE: Yes, it is.

10 COMMISSIONER BLANCO: So I think, having sat
11 through the last couple of days and having heard the
12 reports from the advisory committees and how they were
13 able to really speed our work along, you know, they were
14 well formulated recommendations, and then they really
15 streamlined the conversation and the discussions and
16 then the decisions we were able to make.

17 Given the schedule we've been discussing
18 all day today about how concentrated our calendar is
19 going to be in terms of education meetings and then
20 quickly the input meetings, and we've really looked at
21 March as both of those have to begin and some of them
22 have to be completed, I think you should start moving to
23 a model where we don't have to have as many days set
24 aside for our Commission meeting, that we move to be
25 able to complete our business in a much shorter time.

1 And I think that would free up our calendar for the
2 other meetings. I really feel like we've had to have
3 these long, extended meetings because we were setting up
4 shop. I think we're well on the way. I think the staff
5 can do a lot of that stuff. We've got the advisory
6 committees. I'd like for us to reconsider the length of
7 time we need to meet for these other -- you know, for
8 our work meetings.

9 COMMISSIONER GALAMBOS MALLOY: Those are
10 definitely points well taken. My thinking in suggesting
11 blocking all of these days is that if we get farther
12 down the line and, for example, we weren't able to make
13 decisions on our RFPs on the 3rd and if we are in need
14 of meeting time, if we have not adequately noticed it we
15 can't just throw it on the calendar. And so it was more
16 kind of erring on the side of caution. And at this
17 point I will defer to Commissioner Filkins Webber as she
18 will be transitioning into the chair-ship for that
19 meeting, so I believe the ball is in your court to make
20 this call.

21 CHAIRMAN WARD: I'd like to chime in, too, and
22 just echo the Commissioner's comments. We can't ask for
23 more but we can ask for less. So it seems to be a wise
24 thing to do strategically since we don't know. There
25 are so many unknowns over the next couple of weeks.

1 COMMISSIONER FILKINS WEBBER: We've been
2 counseled in the past, given the constraints of the
3 Voters First Act and the required notice that we need to
4 provide to the public. We also need to be conscientious
5 of the public's comments regarding our dates and
6 meetings and the function of business that we intend to
7 perform on the dates that we actually place on a
8 schedule.

9 So I at this point -- and this is what I
10 was going to make query of our soon-to-be-Chair, that in
11 the past for February, for instance, we had scheduled
12 both sessions of meetings, but at this time maybe
13 through a new liaison of information that we might be
14 getting from the outreach committee I'd really like to
15 know what my consultants, or I think our present
16 consultants under brief contract would be suggesting for
17 the March sessions. I'm not certain that we need to
18 potentially consider scheduling actual general session
19 unless the Commission has another opinion in that
20 regard. But we at least, if we do see we need another
21 general session, we certainly can throw it in on a day
22 that we can provide the fourteen-day notice so that we
23 can do what we need to do.

24 But if the function and the goal that
25 we've been discussing today is to have our consultants

1 move forward on these outreach meetings, we've got two
2 full weeks beyond the 10th there, actually three because
3 March is taking up quite a number of weeks there, almost
4 four weeks. Well, it usually does. What I mean is that
5 there's a lot of Fridays in there.

6 So that's what I'm waiting on. Unless
7 the Commission would like to schedule another general
8 meeting, then we'd been looking at the same schedule
9 that we've had before and the consideration based on the
10 availability on this calendar, March 23, 24, 25, 26.
11 But, again, you don't want to block that off for a
12 general meeting if our function is to move for outreach.

13 CHAIRMAN WARD: Commissioner Yao?

14 COMMISSIONER YAO: I want the commissioners to
15 recall the scheduled meeting that Commissioner Ontai
16 briefed us earlier. We're going to get the census data
17 starting in the middle of the month. Now, do you really
18 want somebody to start drawing draft maps without any
19 specific directions from this Commission? Do we want to
20 hold up any map-drawing activity until such time we give
21 them direction? You know, these are the things that
22 we're facing.

23 It's -- the outreach meeting is
24 important, but the data, or the reality before us is
25 that by the middle of March we're going to start getting

1 census data. And if we want to skip these full
2 Commission meeting to accommodate the outreach program,
3 I think we put the cart before the horse. I think our
4 mission is to draw maps, and I really hate to start
5 drawing maps without having us discuss some of the
6 issues associated with drawing maps.

7 CHAIRMAN WARD: Mr. Claypool?

8 MR. CLAYPOOL: And actually I would ask
9 Commissioner Barabba to give us some clarification. As
10 I understand it, we do receive the census data at
11 sometime mid-March to April, but then there's also a
12 period of time when that census data has to be merged
13 with the voter data before it's completely usable, and
14 my understanding, that that time can be up to one month.
15 So we're not -- we keep talking about getting the census
16 data in mid-March, but the census data that we receive
17 in mid-March, Commissioner, will it be usable?

18 COMMISSIONER BARABBA: I hate to speak for the
19 Statewide Database given some of the other actions that
20 have been taken, but I would be startled if we were able
21 to use it the day that it arrives because it has to be
22 integrated into an existing database which goes far
23 beyond the level of geography that's in the census
24 files. They have a very complex set of geography that
25 ties it to all the legislative, the legal description of

1 counties, cities, voting precincts and things of that
2 nature. So I would be startled if we got it on the 15th
3 and it was available.

4 And the other question is, just because
5 it's there doesn't mean we have to use it. Because I,
6 frankly, think we want to hear from the public before we
7 tell anybody to do anything.

8 The other part is, there's nothing wrong
9 with whoever our consultants might be by learning how to
10 draw some maps, not for the purpose of making a
11 decision, but to find if the system's working. And it's
12 going to take some work for them to confirm that what
13 they're drawing is really reflective of the data.

14 COMMISSIONER YAO: I guess I would welcome the
15 commissioner staff to really pin down the date that
16 we're ready to start the process of using the data to
17 draw maps, because I think that drives a lot of our
18 decision in terms of how to program our activity between
19 now and then.

20 COMMISSIONER FILKINS WEBBER: Isn't that a
21 function of our expert? I mean our staff is assisting
22 us. They're not the ones that would necessarily make
23 the determination on availability of data and a date in
24 which to commence, and we have an RFP that we're going
25 to be putting together for this technical expert. We've

1 got a long way to go before we can set a date for that,
2 Commissioner Yao.

3 CHAIRMAN WARD: I'd like to focus the
4 conversation back to picking dates for March at this
5 time.

6 COMMISSIONER GALAMBOS MALLOY: So based on the
7 information yet to be revealed to us through the
8 continued work of our outreach committee and the RFP
9 that will be going out to bring our technical
10 consultants on board, I would like to at least put on
11 the calendar for March our first full open session. We
12 have talked about the idea of the 3rd. I would like to
13 propose that on the 3rd we have our normal schedule
14 start at 9:00, and that we start the day -- if there are
15 any pending issues relating to the RFP, that we'll start
16 the day with those. And then commissioners, the other
17 commissioners who are not a part of the legal advisory
18 committee, can feel free to leave after that item is
19 handled. So we'll say 9:00 to 6:30. Our regular,
20 official hours as were noticed for the end of February,
21 we'll use those same hours for March 3rd.

22 And then the second piece, which I'm
23 happy to amend slightly based on Commissioner Blanco's
24 feedback, we can have our second gathering on March
25 10th, starting with our advisory committee meetings that

1 day and continuing our full Commission business meeting
2 on the 11th and 12th. I notice that there are at least
3 a couple of commissioners who would not be able to
4 participate on the 13th anyway, so that would leave us
5 two whole days as a full Commission in addition to the
6 advisory committee days.

7 COMMISSIONER FILKINS WEBBER: One further
8 comment in that regard. If we really look at notice and
9 to give some assurances to the other Commission members,
10 by the time we get further information, possibly for the
11 3rd, March 3rd, we might want to consider agendaizing an
12 outreach subcommittee report, because if you have any
13 information, because if you get the information, we
14 could then immediately notice the outreach meeting for
15 the third week in March, running the 17th, or even
16 following up with what your consultant advises the
17 subcommittee on our outreach meeting for the 24th.

18 I'm just looking at Thursdays through the
19 weekends, just considering that it would be running
20 Thursday through Saturday, and even going further as to
21 say March 31st. So if we considered, if it's okay with
22 the outreach subcommittee and possibly technical, that
23 maybe they should -- if we're going to have a full
24 session on the 3rd to consider the RFPs, we may wish to
25 notice the other subcommittee reporting so we can then

1 lock in a schedule on the 3rd, because then we can
2 provide notice.

3 COMMISSIONER ONTAI: I was thinking of the
4 same thing.

5 COMMISSIONER DAI: I was just going to
6 recommend that, as a general practice, when we're going
7 to pull the full Commission together just to provide
8 notice for all the advisory committees because, as
9 Commissioner Blanco pointed out, they're quite a bit
10 more efficient than the full Commission. And then we
11 just need to meet as a full commission to vote on action
12 items.

13 COMMISSIONER FILKINS WEBBER: Then I would ask
14 that staff agendize March 3rd, just as we have done
15 customarily, and then all the subcommittees will be on
16 there and full notice for Commission business.

17 MR. CLAYPOOL: Absolutely. And pursuant to
18 our conversation in closed session, any variations to
19 this will move through the Vice Chair and the Chair to
20 staff, and we will move what we're doing back through
21 you, back out to the individuals who wish to make any
22 amendments or clarifications to the agenda.

23 CHAIRMAN WARD: Anything further on the
24 scheduling issues? Any input on scheduling?

25 COMMISSIONER YAO: It's understood that there

1 will not be a full Commission meeting on the second half
2 of March?

3 COMMISSIONER GALAMBOS MALLOY: No, that is not
4 to be assumed. We will take up the issue of scheduling
5 for later in March when we meet in February. By then we
6 will have a detailed plan on what our educational events
7 will look like, and we'll be better able to plot our
8 calendar. At this point I don't think we're in a
9 position to do that.

10 COMMISSIONER FILKINS WEBBER: It's also my
11 opinion that, considering notice, we may need to meet as
12 a full Commission to make decisions regarding anything
13 that could be left open, and we may have to designate a
14 date for voting purposes if we didn't properly notice it
15 before. So even though we might be doing outreach
16 towards the end of March, we may have to pull a one-day
17 session, as we're suggesting, for March 3rd, and the
18 latter of the month for other decisions that the
19 Commission has to make.

20 CHAIRMAN WARD: Any other comment on schedule
21 before we leave? Excellent.

22 The next item on the agenda is just a
23 real brief hot wash on the subcommittee reporting
24 process, as I promised.

25 As I said yesterday, we talked about the

1 actual physical meeting of the subcommittee, got some
2 feedback on that. It was very good to improve it for
3 next time. Is there any comments that would improve the
4 subcommittee reports to the main Commission for the
5 future meetings?

6 Commissioner Raya, I'll start with you,
7 if you like.

8 COMMISSIONER RAYA: Thank you. I guess all I
9 did was sort of identify what I saw as a problem. I
10 haven't come up with a solution. I think, again, the
11 difficult -- maybe this new system of having the
12 liaisons is the answer, because that will enable us to
13 have some connection beforehand. The reporting process
14 was great, and I think the hearing process was extremely
15 valuable. It was just when we got to those individual
16 reports the difficulty was to connect the dots. And I
17 think that suggestion, you know, is probably going to
18 test out well.

19 CHAIRMAN WARD: Commissioner Filkins Webber?

20 COMMISSIONER FILKINS WEBBER: Again, this is
21 an entirely new process for us, so I really appreciate
22 this opportunity for us to discuss greater efficiency
23 among the advisory committees. One suggestion that I
24 might have is that whomever is designated to provide the
25 advisory committee reports to the full Commission, keep

1 in mind that what I would caution against and for the
2 efficiency of calendaring and scheduling is that we
3 certainly don't need to be rehashed or have a full
4 subcommittee meeting in our full Commission meeting.

5 And I think that got away from us a
6 little bit before, and I would just like to keep that in
7 mind, that I think the bullet points -- and I really
8 appreciated Commissioner Ontai's paper that he had at
9 the bottom of one of your handouts about: These are the
10 things that I'm going to ask in my subcommittee that the
11 Commission fully consider. I mean being briefed about
12 things is one thing, but I really like to see bullet
13 points from the reporting advisory chair as to what
14 action you wish the full Commission to take in addition
15 to simply being informed, and that it be concise so that
16 we're not putting on a subcommittee meeting again before
17 the full Commission.

18 CHAIRMAN WARD: Yeah, I agree. I think the
19 process went remarkably well for the first time. You
20 all should definitely be commended on that.

21 I think also, just to reiterate the
22 purpose of the subcommittee, or advisory committee, was
23 to get work done and brainstorm. And it did seem that
24 during the open session we did a lot of brainstorming.
25 There was some great, great brainstorming, great

1 comments, great ideas. For example, on communications,
2 where I sat in, the broad Commission had some great
3 ideas on some things that the committee should consider,
4 but those items weren't sent to Mr. Wilcox or the
5 subcommittee ahead of time. So I would just urge the
6 Commission to, if you have thoughts about how a certain
7 subcommittee should take something up or how they can do
8 something better, try to provide that ahead of time so
9 the subcommittee can take that up. And it doesn't have
10 to be done in this broad form. Obviously we've run --
11 (inaudible). I think that will help keep that down --
12 (inaudible). But great comments. Great feedback.

13 COMMISSIONER GALAMBOS MALLOY: Commissioner
14 Ward, I hate to loop back to the previous agenda item.
15 I just wanted to clarify for the schedule for March, the
16 March 3rd meeting, my assumption in suggesting that was
17 that we will meet in Sacramento for that meeting so that
18 the -- it's a one-day meeting. That way we have easy
19 access to staff. They don't have to bear the additional
20 travel time, et cetera. And given the content of what
21 we'll be dealing with at that meeting, that would be my
22 recommendation.

23 I do think we have some time in regard to
24 the notice for the meeting that will be happening the
25 following week starting on the 10th. We could wait

1 until the next time when we meet in Sacramento to decide
2 what the best location is for that based on also looking
3 at the location of our educational events that will be
4 happening. I just wanted to hear if there's any
5 feedback on that.

6 COMMISSIONER YAO: I think there was a request
7 to allow commissioners to fly in and fly out on the same
8 days. We're going to start the meeting at 9:00 o'clock.
9 That will make it very unlikely to accommodate that
10 request. So if there's not a full agenda we may want to
11 start the meeting a little bit later so that flying in
12 and flying out can happen on the same night, or same
13 day.

14 COMMISSIONER FILKINS WEBBER: I don't have to
15 get up at 4:00 a.m.

16 COMMISSIONER GALAMBOS MALLOY: I believe we
17 did a 10:00 o'clock or a 10:30 at one point. For those
18 who will be flying in from southern California, would
19 you like to suggest a time?

20 COMMISSIONER ONTAI: Actually 10:00 o'clock
21 works best for us.

22 COMMISSIONER GALAMBOS MALLOY: Great. So
23 we'll note that 10:00 to 6:30, or until close of
24 business on March 3rd.

25 CHAIRMAN WARD: Commissioner Ancheta?

1 COMMISSIONER ANCHETA: Just as a general
2 statement, I think for the benefit of the public -- and
3 this came up I think in public comment -- we should, as
4 much as possible, at least send some signals to the
5 public when we are calendaring meetings in as much -- in
6 advance as possible. I think obviously we have certain
7 requirements and a certain flexibility in terms of our
8 travel schedule and our being able to sort of hop on
9 flights. I don't think the public necessarily has that
10 same degree of flexibility if they want to actually
11 attend some of these meetings.

12 And, again, it's just a general
13 suggestion that we try to -- even if we're just sort of
14 sending a signal that we're looking at a certain range
15 of dates in March, at least provide the public with that
16 sort of signal so, again, other people can plan to
17 either attend or make arrangements to monitor the
18 meetings.

19 CHAIRMAN WARD: Thank you for that suggestion.

20 Any other comments?

21 COMMISSIONER DAI: I was just going to say I'm
22 certain that's going to be in Mr. Wilcox's synopsis of
23 this meeting.

24 CHAIRMAN WARD: Excellent.

25 At this time I'd like to turn over the

1 microphone to staff for any closing comments or any
2 unfinished items.

3 MR. CLAYPOOL: No, I believe this Commission
4 has covered it all for staff. And we have our notes,
5 and we will be working through the Vice Chair and the
6 Chair on any adjustments we will be making. Thank you.

7 CHAIRMAN WARD: Thank you.

8 I'd like to open it up to the Commission
9 for any final comments and unfinished items.

10 Okay, very good. At this time I'd like
11 to open up the microphone for the public to provide any
12 input on agendized or non-agendized items. In the
13 interest of time we've taken a vote several meetings
14 ago, I believe it was the 12th, to limit public comment
15 to five minutes so that everybody gets -- five minutes
16 per person so that everybody gets an equal opportunity
17 to get to the microphone. That's the point behind it.
18 Not that we want to not hear your input. It's actually
19 the opposite. That's why we're here.

20 So with that said, please, sir.

21 AUDIENCE MEMBER: Thank you, Commissioner
22 Ward, and I want to thank all the commissioners for
23 their service here on this Commission.

24 I'm here for my wife. Jane Barnett is
25 the chairman of the LA County Republican Party. She was

1 coming to your meeting at 7:00 o'clock tonight for the
2 public comment, can't come right now, asked me to fill
3 in for her when she found out it was going to be short.

4 I've been a redistricting consultant to
5 the Republican National Committee, been an adviser to
6 the National Republican Congressional Campaign
7 Committee, national political director for Reagan's PAC,
8 Citizens for the Republic. Done a lot.

9 We had planned to simply express concern
10 about your consultant Karin MacDonald, but now we
11 understand things are even farther down the line so it's
12 not concern anymore; it's higher than that.

13 Bruce Cain was the assembly democrat
14 consultant who drew the gerrymander in 1981 and was
15 their consultant in 1991. The database Bruce created
16 was moved to UC Berkeley and was funded with earmarks
17 that the democrats put in the State budget for UC
18 Berkeley to pay for it. Bruce hired all the staff, ran
19 the operation before he left. He's no longer there.
20 But he did hire Karin. She was his protege. They have
21 done redistricting work together in liberal
22 San Francisco and San Diego where they packed
23 republicans into one city council district. Nine
24 republicans equal representation. And they worked
25 together in Arizona under a contract with the Arizona

1 redistricting for the judges that were looking at it.
2 They are business partners together in Q2 Data &
3 Research.

4 The democrats are very comfortable with
5 these people. We aren't. She is also an appointee of
6 the Secretary of State, which creates another conflict
7 of interest, in our view. On September 26, 2005 she
8 testified for democrats in the legislature against
9 Proposition 77 to create a redistricting commission. It
10 was a joint meeting of the senate hearing on elections,
11 reapportionment, and constitutional amendments, and the
12 assembly elections and redistricting committee. The
13 argument she made was that a redistricting commission
14 wouldn't have time by the end of a year, like December,
15 to draw lines. A commission couldn't do the job in a
16 year's time. She has spoken for other democrats and
17 liberal groups.

18 She is unacceptable in terms of somebody
19 that's legitimately bipartisan or nonpartisan. If this
20 Commission hires her as their consultant to draw the
21 lines, there is going to be a cloud over every single
22 action. Simple things like do you draw a line in a
23 county starting at the north end or the northeast end
24 has a political consequence. Do you split this census
25 tract or do you split that census tract to come out with

1 the rounded population that you need.

2 People are policy. Hiring Karin by
3 herself or through her company with Bruce Cain is --

4 (Gestures.)

5 -- to the republican party, to anybody
6 really truly interested in redistricting, and to anybody
7 who worked on a redistricting commission called Prop 77
8 in the past.

9 Thank you very much.

10 CHAIRMAN WARD: Thank you.

11 AUDIENCE MEMBER: Hi, my name is Linda Boyd.
12 I'm the former chairman of the Republican Party of Los
13 Angeles County. I served in that position for three
14 terms, or six years, and it was always a great task to
15 try and get a balance in electing republicans. Because
16 I was very much involved and the recipient of not being
17 able to get republicans elected, because the district
18 lines drawn in the past have been very biased, and I
19 came myself from a district that republicans were packed
20 into it in order to make certain that other districts
21 were democrat districts.

22 This Commission is an historic act
23 itself, and you were put in place by the voters of
24 California, and it was because of great concern of what
25 has happened in the past. What has happened in the past

1 has not been a fair redistricting, and that's why the
2 public decided things have to be reconsidered and redone
3 in a different way.

4 If you do things in the same old way you
5 will get the same result, as Einstein says, and that's
6 insanity, and we can't have this happen again. Our
7 whole goal is for everything to be out done properly and
8 fairly and without bias, and what's going on with the
9 hiring of Karin McDougal (sic) does not reflect that.
10 And so we have great concerns.

11 I, incidentally, have also served on the
12 board of the California Republican Party and plan to
13 serve in a position in that capacity again. As a
14 republican advocate we want to see things done fairly
15 and for all parties concerned. We don't want them drawn
16 favoring the republicans or democrats. We want it to be
17 done favorably. We would like to see boundaries honored
18 as they should have been and certainly have not been in
19 the past.

20 I remember seeing that Long Beach was
21 divided into three different assembly districts and
22 Whittier into two. And my own assembly district runs
23 from LA County through San Bernardino County, 150 miles
24 long. It just doesn't make sense. We'd like to see
25 things done in a very fair, sensible way and done fairly

1 to all voters in California.

2 Thank you very much for your time and
3 consideration.

4 CHAIRMAN WARD: Thank you.

5 AUDIENCE MEMBER: It's been a long morning.
6 Good afternoon. I'm Jim Wright. I have a couple of
7 things for you. First, the education training meetings
8 don't require any of you to attend. I'm a little
9 concerned that if a group of you were to attend the
10 meeting it might look like an official meeting of the
11 Commission.

12 Secondly, the intake meetings, or the
13 meetings where you're expecting to get testimony from
14 the public about how the lines should be drawn, I would
15 hope that no more than three of you were attending any
16 one of those meetings, and you can have many of them the
17 same day. Along that same line, I'd like to recommend
18 that the full Commission empower Mr. Ontai,
19 Commissioner Ontai to establish agendas and dates for
20 meetings as early and quickly as possible to take
21 testimony from the public.

22 Moving on, I don't think the intake
23 meetings require a map drawer. You're going to be
24 collecting data. You're going to be collecting
25 testimony. It's going to be well recorded and well

1 documented. There may be questions that you need to ask
2 and will certainly ask of the people doing the
3 testimony, but you're going to have a record of it. The
4 map drawer that you ultimately hire will use that
5 information to help you make decisions about how the map
6 should be drawn.

7 When you're dealing with drawing the maps
8 themselves, in my mind, once the census data is
9 available the map drawer should sit down and use that,
10 first of all, to look at the title 5 counties and make
11 some recommendations along those, and then start at the
12 top of the state and just work down, to give you a straw
13 man that you can then start attacking, adjusting, in
14 order to come up with your trial maps. It seems to me
15 like that's a sensible process to proceed.

16 Thank you for your time.

17 CHAIRMAN WARD: Thank you.

18 AUDIENCE MEMBER: Good afternoon,
19 Commissioners. I'm Doug Boyd. I'm regional vice
20 chairman of the California Republican Party representing
21 the area that we're in right now.

22 You have 160 years of California history
23 in this room and on your shoulders, and the Commission
24 needs to live up to the mandate that the people of this
25 state: republicans, democrats, independents, have given

1 you. And there's a couple of parts to this process, and
2 the first has succeeded admirably. You've all survived
3 the Darwinian selection process and are members of this
4 Commission, and I think it's great. This meeting has
5 clearly been well run today and the commissioners are
6 very well versed and I think ready for the task ahead of
7 them.

8 The second part is the process, now that
9 we have the Commission in place, the process. And
10 personnel is policy. You may remember that's a famous
11 saying of President Reagan, and I know there's democrat
12 strategists that also said that. It's an undeniable
13 fact that personnel is policy. When you select your
14 consultants, your advisers, you are setting the policy.

15 I'm also the vice president of the Los
16 Angeles County Board of Education. There are seven of
17 us. We have 4,000 staff. Every week when I go to the
18 meetings on Tuesday I have a stack of papers like that
19 to read.

20 (Indicating.)

21 You're going to get more data than you
22 could possibly assimilate. You'd have to have
23 confidence that the people you pick as your staff are
24 doing the jobs that you set them out to do. Because at
25 a macro level you may be able to tell, but at a

1 foundational level upon which those macros are built you
2 won't know. So you've got to set the policy people in
3 place that are going to give you the fair and impartial
4 process I know each one of you want.

5 And here's the fact. If you pick
6 advisers that had strong connections to either party's
7 political campaign twenty years ago, thirty years ago,
8 you are picking people that are biased to have this
9 process come out unfairly. Everyone in the state will
10 know that. The press will know that. I know the
11 republican party will make it clear if democrat advisers
12 are picked.

13 Both parties have people in redistricting
14 in the past. It's a campaign within each party. They
15 have strategists. They're involved in every phase of
16 the process, and it's done for partisan advantage.
17 That's why you're here, to get rid of that partisan
18 advantage and do it fairly so we can have real live
19 competitive districts in this state. And we're only
20 going to do that if you have fair, unbiased, nonpartisan
21 advisers to go with this fair, unbiased Commission
22 that's an amalgam of California, and it's a pretty darn
23 good Commission representative of California.

24 But if you pick people that are involved
25 with either party's campaigns of ten, twenty, thirty

1 years ago, you're picking sides. You're getting
2 involved, and you're not going to get the outcome that
3 people deserve. You're not going to get the outcome
4 that California asked for when they passed these two
5 laws, when they picked you. You're supposed to have a
6 fair staff, a fair process that will produce a fair
7 outcome. And the problem is that you might not even
8 know it. You may think you're getting it because you
9 have this huge stack of data that you can't possibly
10 assimilate. But if you know, and you know right now, if
11 it comes from a partisan background of either political
12 party, the deck is going to be stacked. Please don't
13 stack the deck.

14 Thank you very much.

15 CHAIRMAN WARD: Thank you.

16 AUDIENCE MEMBER: Bill Robinson, West Covina,
17 California. Thanks, Mr. Chair.

18 I would like to second that previous
19 speaker's comments. The open primary law has passed,
20 and if you have any biases I wish you would bias your
21 planning towards decline-to-state independents. I've
22 been a decline-to-state independent for many years.
23 Instead of doing the partisan dance on both sides why
24 don't you set as your goal let's bias this in favor of
25 decline-to-state independents.

1 The other issue I want to raise is you
2 have a detailed -- we've just gone through four hours of
3 meeting time, and I believe that your public outreach
4 will be more successful if you can find a way quickly to
5 take the four-hour transcript and turn it into a version
6 that would be palatable for the media. When this
7 meeting starts get your staff to work to put the, what
8 has just happened in a palatable form for the media and
9 use that as the basis of all your further discussions
10 with the public.

11 Thank you.

12 CHAIRMAN WARD: Thank you.

13 AUDIENCE MEMBER: Hi, my name is Robert Neff
14 and I'm actually here as sort of a groupie because I
15 like redistricting. I've kind of been involved with it
16 academically early on, since like '81.

17 Just two quick comments. One, that
18 there's a lot of people who claim, "Oh, I want to get
19 involved or whatever and do stuff." These working sites
20 that you're going to set up in the state need to be
21 publicized as well as possible and train people, or have
22 the ability for people to learn how to use their
23 software. Because that's going to be the big barrier
24 for allowing them to give you input on, be it to
25 identify their local communities or if they want to go

1 hog wild and do the entire state and submit it to you.

2 The other part was a comment, because
3 since we had a series of presentations on concern about
4 the appointment for your consultant staff, there's only
5 about a dozen or two dozen people who are probably
6 technically savvy enough to be able to help you very
7 quickly and do all this work, to handle all the
8 statistics and all the divvying up of the numbers. They
9 are serving you as a -- you're the master for what they
10 do. But there's only a handful of people you can go to.
11 You can't fault someone who may have been a democratic
12 consultant who served democratic masters. He would now
13 be serving you guys now, or she.

14 So I will say I'm a democrat and I'm
15 reacting to that. I've been on the State Central
16 Committee. I'm not representing anyone in that fashion.
17 But to knock someone because they worked for a democrat
18 in previous situations doesn't mean they're not
19 qualified. You only have a handful of people to choose
20 from, and so far at least not hearing others, if that's
21 your choice that would probably be a very good choice.

22 Thank you.

23 CHAIRMAN WARD: Thank you.

24 AUDIENCE MEMBER: My name is Alfred Palazzo.
25 I'd like to make two quick, brief comments, and I don't

1 know if this is the appropriate time. But I was a
2 candidate for office this past year, and I was running
3 against a fellow democrat but it was a nonpartisan
4 office in San Bernardino County, and I would attend
5 forums throughout the county.

6 And this is my first point. When there
7 were other people speaking on other offices that they
8 were running for, I would learn and find out that I
9 would be in the high desert, of course, where I had to
10 be because this was a county-wide office, but some other
11 office, the person's district extended way in LA County.
12 And then I would be down here in the valley at a forum
13 in the San Bernardino mountains and that person's
14 district extended way into the San Gabriel valley and
15 included portions of San Bernardino.

16 So my point is I hope that -- in the past
17 it seems that San Bernardino County apportions have been
18 taken at all areas of the fringes and put into different
19 districts, and I hope this time we will have more
20 integrity where it's more geographically logical.

21 And then my final point is this. I'm
22 retired now. I worked 35 years for the assessor's
23 office, which was the office that I ran for, county
24 assessor. And to maintain my certification I had to go
25 to seminars every year. And this is the final point.

1 One speaker said that if you could -- and maybe you
2 could verify this for me -- said if you could compare
3 the growth in the Inland Empire, which is Riverside and
4 San Bernardino County, over a ten-year period, there
5 would only be three other states that would have more
6 growth, meaning that Riverside and San Bernardino County
7 had more growth over a ten-year period than 47 other
8 states. So my point is this. I think you have an
9 opportunity to break with the past and look towards the
10 future, and the future is that there's been significant
11 growth in the Inland Empire.

12 And I will conclude with this final
13 statement. When I first started working for the
14 assessor's office in my early, mid-twenties and I was
15 assigned to Chino Hills, Chino Hills was really
16 Chino Hills, literally. There were no houses out there.
17 And then I worked in Upland and north of 60, orchards.
18 And, finally, when I would go out to Chaffey College I
19 asked myself, in the early Seventies, who would move out
20 here? You know, where's the nearest convenience store?
21 Well, it turned out a few years later I was living close
22 to that area. Because it had grown up. I mean what was
23 vineyards, literally, became Rancho Cucamonga. So my
24 point is, let's look at the future of this state when
25 you're making boundaries.

1 Thank you.

2 CHAIRMAN WARD: Thank you.

3 Any further public comment at this time?

4 No? Very good.

5 Seeing no one approach the mike, thank
6 you very much for your input. Again, this is by far one
7 of the largest public gatherings we've had at one of our
8 live meetings, and it's exciting for all of us to see,
9 to receive the input and see the interest and careful
10 critique that's going on in the process. We appreciate
11 that.

12 Vice Chair, I'd like to turn the
13 microphone over to you to simply give a brief wrap-up of
14 what's accomplished over this session.

15 COMMISSIONER GALAMBOS MALLOY: So I'll be
16 running through some highlights of what we've
17 accomplished together over the last few days, and this
18 is in the tradition of what we've been doing in previous
19 sessions. Of course now that we have our communications
20 director on staff, after I finish reading this I will be
21 passing it off to him. I'm sure he can make it much
22 more lively and accurate. And if there are any errors,
23 corrections, please, Commissioners, feel free to contact
24 Mr. Wilcox directly. I'm sure we'll be seeing this
25 document quite regularly.

1 So on Commission governance, we swore in
2 our first replacement commissioner, Mr. Angelo Ancheta,
3 and we took our first full Commission photograph for the
4 State archives.

5 We approved our 2010 meeting minutes from
6 November and December.

7 We approved a system to provide
8 Commission video and transcripts in lieu of meeting
9 minutes. And of course some version of this document,
10 which is really a summary of highlights, will be also a
11 companion to those documents.

12 We established a maximum turnaround time
13 for transcripts, which is five to seven days. We did
14 agree that that will be revisited or amended as we move
15 farther along in the process and there is the need to
16 turn around transcripts more speedily.

17 We established a policy on live-streaming
18 capacity. So if a meeting or a hearing site cannot
19 accommodate live streaming, we will instead post a video
20 to our website within 24 hours.

21 We established a 24-hour turnaround time
22 for communication between commissioners and staff. That
23 works both ways, Commissioners, so keep that in mind.

24 We also established a timeline and
25 process for the full Commission to engage in detailed

1 agenda development. To reiterate -- and consider this
2 your due notice for when I will be expecting agenda
3 items as your incoming chair. So 72 hours prior to our
4 scheduled meeting commissioners submit suggested
5 expansions to existing agenda items to the chair. 48
6 hours prior to the meeting the Chair will have then
7 worked with the Vice Chair to submit to staff the agenda
8 for legal review and posting.

9 24 hours prior to the meeting staff will
10 post the detailed agenda to the CRC website, which will
11 be really a supplementary document to the existing
12 agenda that's already out there. And we'll take on the
13 role of distributing it back to the full Commission. We
14 reserve the right to also compress this timeline as we
15 move farther along in the process and we may be meeting
16 more frequently, but right now this fits the bill.

17 We established a timeline and process for
18 detailed finance and administration advisory committee
19 agenda development. As we discussed earlier, 24 hours
20 prior to the scheduled meetings a liaison from each of
21 the advisory committees will be responsible to
22 connecting with their liaison from the finance and
23 administration advisory committee. And to repeat who
24 those liaisons are, on the outreach advisory committee
25 Commissioner Aguirre will be liaisoning with myself,

1 Commissioner Galambos Malloy. On public information,
2 Commissioner Dai and Commissioner Dai. On the legal
3 advisory committee Commissioner Filkins Webber and
4 Commissioner Dai. And on the technical advisory
5 committee Commissioner DiGuilio and Commissioner Yao.

6 In regard to staffing and administration,
7 we directed staff to create a CRC staff flow chart which
8 will clarify division of responsibilities amongst our
9 staff that we have hired on, and we also amended our
10 existing staff salary schedules to reflect the changes
11 to the budget officer position.

12 In regard to the outreach planning, the
13 milestones were that we agreed on a nine-region outreach
14 approach across three phases. Phase one is before the
15 census data is released. Phase two is as the maps are
16 being drawn using census data and initial public input.
17 And phase three, once the maps are completed.

18 We also directed staff to establish a
19 short-term interagency contract with the Center For
20 Collaborative Policy at California State University
21 Sacramento for provision of civic engagement activities
22 to support the CRC's first statewide input hearing which
23 will happen on February 26, 2011 in Sacramento, two
24 weeks from today.

25 We approved a sole source contract with

1 Q2 Data Research to provide phase one educational
2 meetings and community workshops based on the
3 nine-region approach, in addition to collaborating with
4 CCP on design for that first statewide input hearing on
5 February 26 only.

6 We furthermore directed staff to draft an
7 RFP to solicit contractors to provide phase two and
8 phase three input hearing support based on this
9 nine-region approach.

10 Under our legal milestones, we directed
11 legal counsel to prepare a draft conflict of
12 interest/personal disclosure statement for review by the
13 legal subcommittee and eventual adoption by the full
14 Commission.

15 We directed staff to provide options and
16 timeline for commissioners completing required State
17 trainings, which include ethics and sexual harassment,
18 by the late February Commission meeting.

19 On the communications front we directed
20 our communications director to -- actually he directed
21 himself, in conjunction with the advisory committee, to
22 conduct one-on-one media training and ongoing support
23 for all commissioners.

24 We established an interim communications
25 protocol for commissioners. So, to reiterate, when any

1 commissioner receives a media request they would refer
2 the reporter to the communications director directly so
3 that he can determine the best way to fulfill that
4 request. If the request is based on a personal
5 relationship that that commissioner has, they will at
6 least carbon copy or somehow engage the communications
7 director so that the communications director is able to
8 help play an advisory role or at least be aware of the
9 communication that's occurring there.

10 We are also hereby directing the
11 communications director to provide highlights of
12 accomplishments at the close of each CRC open session,
13 starting with the meeting in late February.

14 So the final thing I will say as incoming
15 Chair is that the deadline by which I will be expecting
16 any agenda items will be February 20th, which is a
17 Sunday morning, at 9:00 a.m.

18 Thank you.

19 CHAIRMAN WARD: Thank you very much, Vice
20 Chair.

21 Vince, we will be adjourning in four
22 minutes. If you need to leave prior to that, feel free.

23 In closing, I would be thrown out of the
24 carpool if I didn't thank some wonderful people here for
25 their unbelievable hospitality and dedicated service to

1 our Commission and staff during our stay here in the
2 wonderful city of Claremont and the esteemed Claremont
3 Colleges.

4 Claremont Mayor Dr. Linda Elderkin, thank
5 you for her city's unmatched hospitality.

6 Pitzer College President Dr. Laura
7 Trombley for her warm welcome to the Claremont Colleges.

8 Mr. Bob Walton, CEO of the Claremont
9 Colleges, for sponsoring and hosting our first offsite
10 meeting.

11 Mr. John McDonald, Claremont University
12 Consortium Management Team, in charge of every facet of
13 making this meeting a successful event.

14 Mrs. Kathy Trcopan, Claremont University
15 Consortium Management Team, who was instrumental behind
16 the scenes.

17 Mrs. Barbara Barcinas, who is John
18 McDonald's administrative assistant who did all the work
19 behind the scenes.

20 Mr. George Speaks of Pomona Valley
21 Transit Authority for providing taxi rides from Ontario
22 Airport to Claremont.

23 Mr. Andrew Behnke of Double Tree Hotel
24 for ensuring excellent accommodations at the discount
25 State rate.

1 Mr. Tony Ramos, assistant City Manager of
2 Claremont, Council member Larry Schroeder for
3 coordinating this entire event.

4 Commissioner Yao for his seamless
5 facilitation and procurement skills.

6 And an extra special thanks must be given
7 to Mr. Sam Kome and David Freskez for their literally
8 heroic audio-visual and general support of this
9 Commission during our entire time here in Claremont.
10 Thank you.

11 I'd also like to thank some people
12 without whom this entire effort would never have gotten
13 off the ground, and to all the following the Commission
14 extends its most grateful appreciation:

15 State Auditor Elaine Howle and the entire
16 Bureau of State Audits. Secretary of State Debra Bowen
17 and the entire Secretary of State's Office. Particular
18 thanks to Mrs. Dora Mejia, Mrs. Ann Osborne, Mrs. Linda
19 Arviso-Hunt, Mr. Fred Radcliffe, Mr. Cy Rickards, and
20 all of the dedicated and hard-working computer,
21 stenography, and audio-visual staff.

22 I'd like to thank the Governor's office
23 for their kind cooperation and their donation of badly
24 needed equipment and office space. Although as an
25 organization we are still severely under-equipped, the

1 generous efforts of the Governor's office and affiliated
2 agencies have provided us and our staff some office
3 space, office chairs, desks, and a copy machine, all
4 desperately needed and much appreciated.

5 Chief Administrative Officer Jonathan
6 Waldie of the California State Assembly, and Secretary
7 of the Senate Gregory Schmidt, and the California Senate
8 for their bipartisan support and continued generosity in
9 finding ways to ensure the success of this Commission
10 and its mandate to protect the rights of every
11 California voter. It is the graciousness of the
12 California legislature that is providing us and all
13 interested a roof for any of our public sessions free of
14 charge, and they've even thrown in a camera and some
15 microphones for good measure. Thank you.

16 Lastly, thank you to all the unbelievably
17 hard-working community, college, religious and public
18 outreach groups that have reached out to spread
19 awareness and invite participation in this redistricting
20 process. Without you, our effort to serve all of
21 California equally would be futile.

22 And thank you to every citizen who
23 continues to support and follow the Commission and
24 choose to make your voices heard. We are listening.

25 And actually I lied. Lastly-lastly, I as

1 Chair would like to thank my fellow commissioners and
2 our staff for all their support over the last few days.
3 The endurance, the boldness, the contemplation, and the
4 insightfulness of this Commission is inspiring. Despite
5 all the very tough challenges, despite intense critique,
6 you all keep working tirelessly and diligently to
7 improve this great state. Thank you all for your
8 support this week.

9 Meeting adjourned.

10 COMMISSIONER DAI: I think we'd be remiss if
11 we didn't thank our Chair, our third Chair.

12 (Full Commission meeting adjourned
13 at 1:28 p.m.)

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1 STATE OF CALIFORNIA)
2 COUNTY OF LOS ANGELES)ss

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5 I, SUSAN M. PATTERSON, CSR No. 2448, Certified
6 Shorthand Reporter, certify:

7 That the foregoing proceedings were taken before me
8 at the time and place therein set forth;

9 That the proceedings were recorded stenographically
10 by me and were thereafter transcribed;

11 That the foregoing is a true and correct transcript
12 of my shorthand notes so taken.

13 I declare under penalty of perjury under the laws
14 of California that the foregoing is true and correct.

15 Dated this 24th day of February, 2011.

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SUSAN M. PATTERSON, C. S. R. NO. 2448

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